

**JOURNAL**  
**OF THE**  
**House of Representatives**  
**OF**  
**ALABAMA**

**REGULAR SESSION 1957**

**HELD IN THE CITY OF MONTGOMERY**  
**COMMENCING TUESDAY, MAY 7, 1957**



**Vol. I**

**WITH INDEX PREPARED BY THE**  
**CLERK OF THE HOUSE**

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**JOURNAL**  
OF THE  
**HOUSE OF REPRESENTATIVES**  
OF THE  
**STATE OF ALABAMA**  
**REGULAR SESSION OF 1957**

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**FIRST DAY**

Montgomery, Tuesday, May 7, 1957  
State Capitol of Alabama

**JOURNAL**

of the House of Representatives of the State of Alabama, of the Regular Session of 1957, begun and held at the Capitol in the City of Montgomery, State of Alabama, on the first Tuesday in May, 1957, being the seventh day of the month in the Year of Our Lord, One Thousand Nine Hundred and Fifty-Seven, at 12 o'clock, M., on which day, the day fixed by law for the meeting of the Legislature of Alabama, was called to order by Honorable Rankin Fite, Speaker of the House of Representatives.

**PRAYER**

The session was opened with prayer by Dr. Chas. S. Forester, Pastor, First Methodist Church, Montgomery, Alabama.

**ROLL CALL**

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Dickson	Hunt	Murphy
Adams (Tallapoosa)	Edwards (Escambia)	Jenkins	Nettles
Albea	Edwards (Jefferson)	Johnson (Elmore)	Nice
Ashworth	Faulk	Johnson (Tallapoosa)	Nolen
Bassett	Ferrell	Kaul	Oakley
Boyd	Franklin	Kelly	Oden
Bradford	Gilchrist	Kendall	Payne
Brannan	Gilmer	Killough	Perry
Branyon	Gist	Kirkham	Pirkle
Brassell	Goodwyn	Lackey	Pruitt
Brewer	Gregory	Law	Ramey
Broadfoot	Grouby	Lee (Barbour)	Reynolds
Brooks	Hain	Lee (Lawrence)	Richardson
Brown (Lamar)	Hall	Locke (Choctaw)	Roberts
Brown (Lee)	Haltom	Locke (Perry)	Rodgers
Burkhalter	Hanby	Love	Selman
Callahan	Hardy	McKay	Shumate
Cornett	Hare	McLendon (Bullock)	Simon
Cox	Harrison	McNider	Solomon
Crook	Harvey	Martin	Speaks
Davis	Hawkins	Mathews	Steagall
Dawkins	Hodges	Mathison	Stembridge
Dement	Holliman	Merrill	Stokes
DeSear	Huddleston	Money	Summerlin

Taylor  
Thomas

Tyson  
Vacca

Windle

Wood

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A quorum was present.

#### LEAVE OF ABSENCE

On motion of Mr. Hunt leave of absence was granted to Mr. McClen-don because of illness in his family.

On motion of Mr. Callahan leave of absence was granted to Mr. de-Graffenried because of a death in the family.

#### THE STATE OF ALABAMA

##### DEPARTMENT OF STATE

I, MARY TEXAS HURT, Secretary of State, of the State of Alabama, having custody of the Great and Principal Seal of said State, do hereby certify that in accordance with the provisions of Amendment XCVII Alabama Constitution of 1901, JOHN A. MURPHY was elected Member of the House of Representatives from Mobile County, Alabama, Place No. 1, and that no election was required to be held pursuant to the Proclama-tion issued by James E. Folsom, Governor, on August 10, 1956.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State, at the Capitol, in the City of Montgomery, this Thirteenth day of August, One Thousand Nine Hundred and Fifty-six.

MARY TEXAS HURT,  
Secretary of State.

#### OATH OF OFFICE

The oath of office was administered to Honorable John A. Murphy from Mobile County, Alabama, Place No. 1, by the Honorable Pelham J. Merrill, Associate Justice of the Supreme Court of Alabama.

#### RESOLUTIONS

The following resolutions were introduced:  
By Mr. Hawkins:

H. R. 1. BE IT RESOLVED BY THE HOUSE OF REPRESENTA-TIVES that the Clerk of the House notify the Senate that the House is now in session and is ready for the transaction of public business.

On motion of Mr. Hawkins the rules were suspended and H. R. 1 was adopted.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Burkhalter	Franklin	Hawkins
Adams (Tallapoosa)	Callahan	Gilchrist	Hodges
Albea	Cornett	Gist	Holliman
Ashworth	Crook	Gregory	Huddleston
Boyd	Davis	Grouby	Hunt
Bradford	Dawkins	Hain	Jenkins
Brannan	Dement	Hall	Johnson (Elmore)
Branyon	DeSear	Haltom	Johnson (Tallapoosa)
Brassell	Dickson	Hanby	Kaul
Broadfoot	Edwards (Escambia)	Hardy	Kelly
Brooks	Edwards (Jefferson)	Hare	Kendall
Brown (Lamar)	Faulk	Harrison	Killough
Brown (Lee)	Ferrell	Harvey	Kirkham

Lackey	Mathews	Pruitt	Steagall
Law	Mathison	Ramey	Stembridge
Lee (Barbour)	Merrill	Reynolds	Stokes
Locke (Choctaw)	Money	Roberts	Summerlin
Locke (Perry)	Murphy	Selman	Taylor
Love	Nice	Shumate	Thomas
McKay	Nolen	Simon	Tyson
McLendon (Bullock)	Payne	Soumon	Windle
Martin	Perry	Speaks	Wood

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Also:

By Mr. Hawkins:

H. J. R. 2. BE IT RESOLVED by the House of Representatives, the Senate concurring, that a joint session of the House and Senate be held at 12:45 P. M. today for the purpose of hearing the message of the Honorable James E. Folsom, Governor of Alabama.

BE IT FURTHER RESOLVED, that a Committee of three from the House, to be named by the Speaker of the House, and a Committee of Two from the Senate, to be named by the Presiding officer of the Senate, be appointed to wait upon the Governor and advise him that the two Houses will meet in joint session in the House of Representatives for the purpose of receiving his message.

BE IT ALSO FURTHER RESOLVED that at the request of the Governor, the Speaker of the House and the Lieutenant Governor an invitation be extended to the Chief Justice and Associate Justices of the Supreme Court and the Presiding Judge and Associate Judges of the Court of Appeals to attend this Joint Session at 12:45 P. M.

On motion of Mr. Hawkins the rules were suspended and H. J. R. 2 was adopted.

Yeas 97; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kaul	Oden
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Payne
Albea	Faulk	Kendall	Perry
Ashworth	Ferrell	Killough	Pirkle
Bassett	Franklin	Kirkham	Pruitt
Boyd	Gilchrist	Law	Ramey
Bradford	Gilmer	Lee (Barbour)	Reynolds
Brannan	Gist	Lee (Lawrence)	Richardson
Branyon	Goodwyn	Locke (Choctaw)	Roberts
Brassell	Gregory	Locke (Perry)	Selman
Brewer	Crouby	Love	Shumate
Broadfoot	Hain	McKay	Simon
Brooks	Hall	McLendon (Bullock)	Solomon
Brown (Lamar)	Haltom	McNider	Speaks
Brown (Lee)	Hanby	Martin	Steagall
Burkhalter	Hardy	Mathews	Stembridge
Callahan	Harvey	Mathison	Stokes
Cornett	Hawkins	Merrill	Summerlin
Cox	Holliman	Money	Taylor
Crook	Huddleston	Murphy	Thomas
Davis	Hunt	Nettles	Tyson
Dawkins	Jenkins	Nice	Vacca
Dement	Johnson (Elmore)	Nolen	Ward
DeSear	Johnson (Tallapoosa)	Oakley	Windle
Dickson			

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And the Speaker appointed as a committee on part of the House Messrs. Merrill, Brown (Lee) and Pruitt.

#### ELECTION OF CLERK

The House proceeded to the election of the Clerk of the House to fill the vacancy created by the death of Honorable Robert Tyler Goodwyn, Jr.

Mr. Davis moved for the members of the House to vote viva voce on the election of the Clerk.

Mr. Pruitt offered the following Motion In Writing as a substitute motion for the motion of Mr. Davis.

#### MOTION IN WRITING

I move that the House nominate a candidate for Clerk of the House in the following manner:

That names of all candidates be orally placed before the House by any member and that thereafter each member of the House write his choice for nominee on a card and as the Reading Clerk calls each member's name he shall come forward and drop such card in a ballot box.

To be nominated, a candidate must receive a majority vote of a quorum of the House; if no candidate receives such majority on the first ballot, then the two candidates receiving the highest number of votes enter into a run-off, to be conducted in the same manner as hereinabove set out. That the Speaker appoint a committee of three members of the House to act as Tellers for the purpose of tabulating the result of said written ballots.

When a candidate has received a majority of the votes cast, he shall be declared the nominee of the House for Clerk; thereafter the members of the House shall vote viva voce for the election of said nominee as Clerk of the House of Representatives.

The Speaker ruled that in view of Section 83 of the Constitution of Alabama 1901 that Mr. Pruitt's substitute Motion In Writing was out of order and that Mr. Davis' motion was unnecessary.

Mr. Oden placed in nomination the name of Honorable Joe M. Dawkins of Montgomery County, and the nomination of Mr. Dawkins was seconded by Mr. Hawkins and by Mr. Mathews. Mr. Haltom placed in nomination the name of Honorable Oakley Melton, Jr. of Montgomery County, and the nomination was seconded by Mr. Boyd. Mr. Richardson moved that the nominations be closed and the motion was adopted.

Yeas 99; Nays 0.

Yeas:

Mr. Speaker	Brown (Lamar)	Edwards (Jefferson)	Hanby
Adams (Tallapoosa)	Brown (Lee)	Faulk	Hardy
Albea	Burkhalter	Ferrell	Hare
Ashworth	Callahan	Franklin	Harrison
Bassett	Cornett	Gilchrist	Hawkins
Boyd	Cox	Gilmer	Hodges
Bradford	Crook	Gist	Holliman
Brannan	Davis	Goodwyn	Huddleston
Branyon	Dawkins	Gregory	Hunt
Brassell	Dement	Grouby	Jenkins
Brewer	DeSear	Hain	Johnson (Elmore)
Broadfoot	Dickson	Hall	Johnson (Tallapoosa)
Brooks	Edwards (Escambia)	Haltom	Kaul

Kelly	McNider	Payne	Steagall
Kendall	Martin	Perry	Stembridge
Killough	Mathews	Pruitt	Stokes
Kirkham	Mathison	Ramey	Summerlin
Lackey	Merrill	Reynolds	Taylor
Law	Money	Richardson	Thomas
Lee (Barbour)	Murphy	Roberts	Tyson
Lee (Lawrence)	Nettles	Selman	Vacca
Locke (Choctaw)	Nice	Shumate	Ward
Locke (Perry)	Nolen	Simon	Windle
McKay	Oakley	Solomon	Wood
McLendon (Bullock)	Oden	Speaks	

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And the House, upon a viva voce roll call, voted for the election of the Clerk as follows:

Those who voted for Honorable Oakley Melton, Jr. are:

Messrs.:	Faulk	Jenkins	Nolen
Adams (Tallapoosa)	Franklin	Johnson (Elmore)	Oakley
Albea	Gilchrist	Johnson (Tallapoosa)	Perry
Ashworth	Gilmer	Kaul	Pruitt
Boyd	Gist	Lackey	Richardson
Bradford	Goodwyn	Law	Roberts
Brewer	Grouby	Lee (Barbour)	Rodgers
Brown (Lee)	Hain	Locke (Perry)	Solomon
Burkhalter	Haltom	McKay	Speaks
Callahan	Hardy	McLendon (Bullock)	Steagall
Cornett	Harrison	McNider	Thomas
Crook	Harvey	Merrill	Tyson
DeSear	Hodges	Nettles	Vacca
Dickson	Huddleston	Nice	Windle
Edwards (Jefferson)			

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Those who voted for Honorable Joe M. Dawkins are:

Mr. Speaker	Edwards (Escambia)	Kirkham	Ramey
Bassett	Ferrell	Lee (Lawrence)	Reynolds
Brannan	Gregory	Locke (Choctaw)	Selman
Branyon	Hall	Love	Shumate
Brassell	Hanby	Martin	Simon
Broadfoot	Hare	Mathews	Stembridge
Brooks	Hawkins	Mathison	Stokes
Brown (Lamar)	Holliman	Money	Summerlin
Cox	Hunt	Murphy	Taylor
Davis	Kelly	Oden	Ward
Dawkins	Kendall	Payne	Wood
Dement	Killough	Pirkle	

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Mr. Melton having received fifty-six votes, a majority vote of the House, was declared duly and constitutionally elected Clerk of the House for the term prescribed by law.

Mr. Martin moved that the election of Mr. Melton as Clerk of the House be declared unanimous, and the motion was adopted.

Honorable Oakley Melton, Jr. appeared and the oath of office was administered to him by Honorable Rankin Fite, Speaker of the House.

#### RESIGNATION OF ASSISTANT CLERK

Honorable Oakley Melton, Jr. having been elected Clerk of the House, resigned as Assistant Clerk of the House.

## RECESS

On motion of Mr. Hawkins the House recessed for five minutes.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambla)	Killough	Nolen
Adams (Tallapoosa)	Edwards (Jefferson)	Kirkham	Oakley
Albea	Ferrell	Lackey	Oden
Ashworth	Franklin	Lee (Barbour)	Payne
Bassett	Gilmer	Lee (Lawrence)	Perry
Boyd	Gist	Locke (Choctaw)	Richardson
Bradford	Gregory	Locke (Perry)	Roberts
Brannan	Grouby	Love	Selman
Branyon	Haltom	McKay	Shumate
Brewer	Hanby	McLendon (Bullock)	Solomon
Broadfoot	Hare	McNider	Speaks
Brooks	Hawkins	Martin	Steagall
Brown (Lamar)	Hodges	Mathison	Stembridge
Burkhalter	Holliman	Merrill	Stokes
Cox	Huddleston	Money	Taylor
Davis	Hunt	Murphy	Vacca
Dawkins	Jenkins	Nettles	Windle
Dement	Johnson (Tallapoosa)	Nice	Wood
Dickson	Kaul		

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The House reconvened. The Speaker called the House to order.

## JOINT SESSION

The hour of 12:45 o'clock P.M. having arrived, the Senate and House of Representatives of the Legislature of Alabama met in joint session in the Hall of the House of Representatives, in accordance with House Joint Resolution No. 2, for the purpose of hearing an address by the Honorable James E. Folsom, Governor of the State of Alabama.

The joint session was called to order by the Honorable W. Guy Hardwick, Lieutenant Governor and Presiding Officer of the Senate.

## GOVERNOR'S MESSAGE

His Excellency, James E. Folsom, Governor of the State of Alabama, appeared before the joint session and delivered in person the following message.

Lieutenant Governor Hardwick, Speaker Fite, distinguished members of the House and Senate, Ladies and Gentlemen:

It is an honor for me to address this opening session of the 1957 Legislature. This is the 12th joint session of the Alabama Legislature that I have had the honor to so address.

Since that first session which I addressed in 1947—and many of you here today were members of it—we have seen a decade of great progress and prosperity for our people. Few will doubt that it has been the greatest decade of our State's growth.

Our people have better homes, more and finer roads; our old people have more security; the peoples' savings deposits are increasing every year; most of our businesses are booming.

But I would be the first to remind you, that we are not gathered here in this session to take laurels for things already accomplished. We are here to cope with the immediate problems at hand and those just ahead. We are here to endeavor to achieve for our people a more orderly and prosperous life—one filled with a greater abundance of things good and worthwhile. Our mission is simple: it is one dedicated to better government, and that means a fuller measure of democracy for our people.

As for myself, I have submitted a balanced budget for your consideration. Many days of work on the part of many people, including legislators, have gone into its preparation. It has been weighed heavily from all sides. I submit it to you with a marked degree of satisfaction.

And now I will report to you on the various phases of our State government's operation, in order for you to have a first-hand picture of the condition of the respective departments.

### JUDICIAL

It is well known among the public, far and wide, that I have the highest respect for the judicial system of Alabama. There probably is not a judicial system in the United States which is more responsive to the will of the people than the judicial system of Alabama, and that is as it should be.

This Legislature created a committee of members of the Legislature and of the Bar of Alabama to recommend changes in the Civil procedure in our courts. The group which made this study is the committee of outstanding legal technicians and practitioners in this State. However great the reputation of this committee might be, the final responsibility for the fundamental changes in the civil rules of our courts rests solely upon this body and the executive of this State.

Therefore, I recommend a careful study by the judicial committee of both Houses to the end that the deficiencies of our courts be improved at the discretion of this Legislature.

There are many phases of the criminal laws which need revising. I cite only one in passing as an example: there needs to be a uniformity in sentencing violators on grand larceny charges. Some judges sentence a man to one year, some to 5 years, some to 10 years, and others to 20 years—all on similar and related charges. Such a practice for sentencing also tends to keep our prison population extremely high.

### CODE OF ALABAMA

The Constitution provides that the Code of Alabama be revised every twelve years. The Legislature in Regular Session of 1955 provided that I, as Governor, enter into a contract with the Michie Company for a revision of the 1940 Code, which I did.

After some complaint about the contract which was entered into, we re-negotiated that contract for a new Code, which I believe is the best possible provision which can be entered into for the State, the lawyers and the people.

The whole matter will be presented to you through the Legislature and if you think the contract is fair to the lawyers, the people, the State and The Michie Company, then I hope you will approve it.

### LEGISLATIVE

The Legislature is paid on a per diem basis. This has always furnished seeds for discontent among the general public. It seems to me that an annual salary for each legislator would be far more acceptable to

the people of Alabama, because thirty dollars per diem while the Legislature is in session, looks far larger to the general public than does the Governor's annual salary.

In many states there is an annual session of the Legislature limited to a certain number of calendar days. Since it is an elected legislator's duty to be coming to the State Capitol on official business all during his elected term, whether the Legislature is in session or not, I recommend that the Legislature receive an annual salary to be worked out by this body, with the provision that the Legislature meet annually, and for a shorter specified time than is now the case.

This, of course, would be in the form of a constitutional amendment and would have to be submitted to the people.

### CONSTITUTIONAL CONVENTION

The keystone of every program that I have ever recommended for the State of Alabama has concerned itself first of all with reapportionment. This issue has been debated up and down this State in every campaign I have ever made.

I sincerely hope that you will come forth with a reapportionment bill that will give all the people a fair share of the vote in the Legislature of this State.

Or you may want to approach this problem through a Constitutional Convention. Whichever way you elect, I pledge you my wholehearted support in carrying it out.

### JURY SERVICE FOR WOMEN

I think the time has come when women should be given the privilege and right to serve on juries. They are assuming an ever-increasing role in our daily life and I again recommend to you a law providing for their participation in the jury system.

### ELECTION LAWS

There is a definite need for some changes in the election laws of our State. The main recommendation I have to make is a change that will bring the primary closer to the general election. I believe there is general support for such a change throughout the state and I strongly recommend your attention to these proposed changes.

### HIGHWAYS

The Highway Department is now engaged in the most outstanding road building program—both in money and mileage—ever undertaken in its history. To a large extent, the program was made possible because this body passed a 50 Million Dollar bond issue for road-building purposes. In addition to this, both county and city governing bodies have wholeheartedly supported road building measures, and the Federal Government has been liberal in the allocation of funds for the highway system.

I would like to point out that during the past two years we have constructed 731 different highway projects, on which the State received 6,384 different bids from contractors. These projects cost just over 100 Million Dollars. The mileage of new roads constructed under these contracts totals 3,500 miles. In addition to these, four major bridges were put under construction at Stevenson, Coffeetown, Rockford and Wedowee.

I point with pride to the fact that 106 miles of 4-lane roads have been completed during the last two years, and especially to the fact that 219 miles of 4-lane construction is now under way. These 4-lane projects



are, of course, in addition to the Interstate System, which is a part of the gigantic Federal program being carried on throughout the Nation. Under the Interstate System we have already placed under construction 29 miles of these great through-ways which will cost Four and One Half Million Dollars. An additional 164 miles of the Interstate System will be under construction by October 1st of this year, at a cost of approximately 50 Million Dollars, exclusive of the base and paving. In addition to these, still another 116 miles is in the process of being surveyed and rights-of-way acquired. All of these projects are of the limited access feature which will add tremendous advantage to the primary system of our road program. This system is being financed by 90% Federal and 10% State funds.

Now, let's see what lies ahead. The 1956 Federal Aid Highway Act appropriated to Alabama for 1957-58-59, the sum of \$133,000,000 for the over-all highway program. To match these funds, Alabama must provide \$43,000,000. For the most part the State's share will be derived from the gasoline revenue, the motor vehicle license fees, and the remaining unobligated \$14,000,000 of the 50 Million Dollar bond issue already passed.

This amount may not be sufficient to match the total Federal funds. I invite your attention to the program as we proceed with it.

As a re-cap of the total highway work program, we already have built 3,500 miles of paved roads.

We now have under construction 3,100 miles.

Unfortunately, due to legal technicalities, the Highway Department District Engineers tell me that they estimate we were unable to black-top 1,200 miles of roads that otherwise would have been paved. But we must now move ahead and catch up with this loss.

However, we are all gratified with the greatest highway program in our history. The Highway engineers tell me that by the end of this administration we will have built right at 9,000 miles of roads. I want to thank you legislators personally for the cooperation and help that you have given this program.

### WATER DEVELOPMENT

Probably the one man in the world with the most on-the-ground experience on river development was the late General Lewis A. Pick. He was project engineer, an Army Captain, in the development of the inter-coastal canal system so vital to the economy of Alabama. He was District Engineer in the development of the great Missouri River Basin from Montana to Kansas City, covering thousands of miles.

While the late General Pick was serving as the chief officer of our Industrial Development Board, created by you, he continually preached the story of the great potential of the numerous Alabama river valleys, or drainage basins. He even went so far as to interest the State Legislators of Mississippi in developing a Tennessee-Tombigbee River System. Following through on General Pick's proposals, several of this body approached me with the idea of the State doing something to help promote the development of our river valleys.

I, therefore, called, in cooperation with the members of this body, several meetings of the various drainage basins to seek ways and means to best promote this great natural resource. After much discussion, pro and con, all over the state, there will be a bill presented to this body, which I think in the whole will be acceptable.

I want to emphasize this, that our only desire is to promote ways and means for developing our river system. In this, the State of Alabama

must, of course, secure the cooperation of all the Valley Development Associations and in turn must cooperate with them in promotional matters and otherwise. And, of course paramount, the important thing is to secure the cooperation of, and cooperate with, the members of our Congressional delegation in Washington to the end that we might secure Federal funds for this purpose.

### INDUSTRIAL DEVELOPMENT

At the onset I would like to pay sincere and heartfelt tribute to the great work of the late General Lewis A. Pick. He served with much enthusiasm and devotion in heading up the Industrial Development Department which you legislators created in 1955. The results he achieved on the industrial expansion front were tremendous in scope. His efforts will bear a long and lasting effect on both the economy of our State and the well-being of many thousands of our people. I think it would be fitting, and I so recommend, that this body memorialize the late General Lewis A. Pick by resolution for his outstanding contributions to the State and people of Alabama.

The greatest yardstick of progress of this department is in the overall progress on the industrial front. In 1955 Alabama saw a \$250 Million industrial development. In 1956 this figure rose to \$385 Million, making a total of \$635 Million in new and expanded industries on our industrial front. These plants were located in 62 different towns in 44 counties. They range from less than a \$10,000 enterprise to one gigantic industrial outlay of \$140 Million.

As to the prosperous impact upon our people, these plans provided for over 24,000 new jobs, which will mean a better way of life for not only the individual worker, but for his entire family and all the business concerns with which he trades.

The department has worked closely with the county governing bodies and today 53 counties are participating with local development committees. That is the real approach toward obtaining local industrial development, because such a plan has proved successful time and time again.

As you know, I strongly advocated the establishment of an Industrial Development Department. I had hoped that during my four year administration we could obtain a goal of \$500 Million in new industrial expansion. However, it now looks as if we will go well beyond the One Billion Dollar mark. This is certainly the most outstanding industrial growth in our all-time history.

I would be the last to say that the Industrial Development Department was the sole cause of this progress. There has been excellent cooperation on the part of many, many people and companies and organizations—all of them working in concerted effort to attract new industries to Alabama.

### OIL AND GAS BOARD

Since the beginning of this administration, Alabama has had an important oil discovery at Citronelle. It has stimulated great interest in Alabama's possibilities as a major oil province. Not only will it bring great prosperity to the area around any new fields, but the severance taxes derived therefrom will be a great help in supporting the state's activities.

The competition for available money for drilling oil wells, however, is just as great as the competition for other industrial activities. Fortunately, the need for modernization of our statutes regulating the production of oil and gas was foreseen, when the last regular session of this leg-

islature established an Interim Legislative Committee to study the field. That committee will report to you its findings at an early date.

We need appropriate legislation to support important technical advances of the oil industry. One of the most important recent developments has been the flushing of oil from reservoirs by forcing water or gas into the producing formation. But before this can be done we must give our State Oil and Gas Board the authority to take such action. I recommend such legislation be adopted.

I also recommend that our statutes be revised to place full authority in the Oil and Gas Board to fix the size of drilling units and the spacing of oil wells. The matter is a complex problem which cannot properly be resolved by the inflexible rule now written into our statutes.

One of the short-comings of our present statutes which has become apparent as a result of the Citronelle discovery is the unjust distribution of the severance tax returned to the county in which the field is located. Some provisions should be made for a fair allocation of such funds to a municipality in which oil wells are located.

Mississippi has successfully resolved this problem by imposing a documentary stamp tax in lieu of an ad valorem tax. This legislature previously adopted similar legislation which was declared invalid because it originated in the Senate rather than the House. Such a bill should be re-enacted.

Also, several other minor technical changes in our statutes relating to the State Oil and Gas Board should be made.

Finally, the present provision relating to the exemption from ad valorem taxes granted producing wells should be revised to remove all doubt that it extends to the entire drilling unit on which the well is located. This would not represent a change in the existing statute but is merely a clarification.

With these proposed revisions on the books, Alabama's laws on oil and gas will be as adequate as any in the United States.

### STATE DOCKS

It is a pleasure for me to report to you on the activities of the State Docks. You will recall that in your previous session you restored the operation of these docks to the control of the Chief Executive, thereby making it directly responsible to the will of the people. As a result tremendous progress has been made.

The privately operated grain elevator that was so long tied up in court litigation was acquired by the State Docks for \$1,350,000. And during its first year in operation it earned \$302,000—or 22½% of its original cost.

Work is progressing on three new berths that will cost \$1,650,000. New warehouses will be completed along with the berths. A One Million Dollar expansion is under way in the Bulk Handling Plant to accommodate the increased shipments of bauxite, iron ore and coal.

The construction of a new International Trade Building will start June 1. This will add tremendous advantage to the State Docks operation. It will be a 7-story building and will be patterned after other similar International Trade Buildings.

But perhaps the most significant progress has resulted from the bill passed by this Legislature two years ago providing for the building of inland docks. Plans are either completed or well under way for the

establishment of docks at Florence, Tuscumbia, Huntsville, Decatur and Jasper. Studies are now under way regarding possible locations for docks at Columbia, Eufaula, Phenix City, Demopolis and Tuscaloosa. The approximate cost of each of these docks will be a quarter of a million dollars. To finance their construction I am proposing the passage of a Ten Million Dollar general obligation bond issue which would be earmarked for the specific construction of these docks on inland rivers. Income from their operation would be pledged to amortize the bond issue. Such a bond issue is almost identical with the original bond issue which established the State Docks. Such a bill, being constitutional in effect, would, of course, have to be submitted to the voters for passage.

As to the financial status of the Docks, the last fiscal year showed a gross income of Six Million Dollars and a net earning of \$1,386,000. This was a net increase of 35% over the previous fiscal year. In the month of March just passed, the Docks set an all-time monthly earning, when it handled 140,000 tons of general cargo, for a gross revenue of \$678,000. I am sure that the Finance Committee of both Houses can readily appreciate such a financial report.

To show something of the impact of the State Docks upon other businesses, I would like to say that in 1956 more docks tonnage was handled by the 4 railroads serving the docks, than at any time during the past decade.

Looking at the 1956 tonnage figures, the L&N had a 31% increase over 1947; the Southern a 25% increase; the GM&O a 61% increase; and the AT&N a 138% increase. To further exemplify: in 1947 the AT&N handled 585,000 tons and in 1956 they handled 1,390,000. It would have been more had TCI continued to use the State Docks instead of privately owned docks.

The great story of the State Docks is one of the thrilling stories of modern transportation. In truth, it has brought the world to our doorsteps.

In conclusion, plans are fast developing whereby a vast industrial park site will be developed just north of the Docks area in Mobile. For certain this will prove to be a great economic boost to the entire Mobile area, as well as to the entire State.

#### PENSIONS AND SECURITY

Our old age pension program has made remarkable progress. During the past two years the department's total operation has jumped from \$37,000,000 to \$73,000,000.

There are 104,000 old people getting a monthly check—the over-all average of which is \$39.00. This compares with 63,000 two years ago who got an average of \$30.

These advances were made possible when the 1955 Session abolished the Relative Responsibility law and provided substantially increased revenue.

Our old age pension has been numbered as one of the tops in the South. Although we were not able to pay each individual the amount we would like to, our economy is to the saturation point insofar as new taxes are concerned. Therefore, until new revenues are forthcoming for the purpose of old age security, old age benefits must remain at the level that revenue set aside for that purpose would justify.

However, I would remind you that the present rate of old age payments will not be able to remain at its present level, beginning October 1, 1957, unless this session provides some additional revenue.

I would also like to ask your serious consideration of a plan to provide some kind of medical care for the indigent patients.

### EDUCATION

The voters have spoken, in no uncertain terms, during the last two years regarding additional taxes for educational purposes. I believe that the general trend, as expressed by their vote, shows that they expect that any further aid for education must and should come from the local level.

We have centralized our schools and consolidated our schools to the extent that we have lost part of the community spirit in this State. I know of many, many communities in Alabama which have fine schools that are completely abandoned.

A survey made by the State Insurance Fund shows that there are 80 fully vacant school buildings, mostly rural, that have from 3 to 7 classrooms each. These add up to a total of 385 vacant classrooms.

I would like to call to your attention that there are several counties that teach at least the first three grades on the local level. I think that is wise. In the first place, these counties have less room shortage; but more importantly, it is unfair to take a 6-year old child and put him on a school bus, in many cases as early as 6:00 in the morning, for a two hour ride before he ever gets to school.

A study should be made, I think, leading to the decentralization of our schools instead of the consolidation of our schools, and turn our schools back to the local level, and thereby maintain a good community spirit, because the local community is built around the local schools and churches, just as in our early days.

### CORRECTIONS AND INSTITUTIONS

I invite your attention to some serious problems facing the Department of Corrections and Institutions. Number one perhaps is the number of inmates. Alabama has the largest per capita prison population of any state in the entire Nation. We have some 5,500 inmates, whereas Tennessee just to the north of us with 230,000 more people than we have, has only 2,500 prisoners. That is 45% less than we have behind bars in Alabama.

Now, there has to be a cause for this. One is that Alabama is one of the very few states where judges do not have the authority to let prisoners serve more than one sentence or prison term concurrently, instead of consecutively. That is, if a man is sentenced to two 5-year terms, he must serve out one term, and only then can he start serving out the second term. That is a judicial matter pertaining to the courts and I ask your consideration for some action toward putting us in line with the great majority of other states.

Number two, and by far the greatest cause of our extremely high prison population, is the long established method of lower courts sending people to prison to work out court costs. Our prison is full of people who are serving thirty to sixty day court costs. They are given \$1.00 fine and court costs, and are sent to the State prison to work out these costs at the rate of 75c per day. I especially call to your attention that Alabama is the only state in the Union where county prisoners are committed to state prisons to work out fine and court costs at this ridiculous rate of 75c per day. We have reached the point where it is mandatory that some action be taken to remedy this situation.

An exhausted review of this entire fee system should be made by this body so that proper changes can be made in the basic laws of our existing Code that will improve this situation.

A sidelight of this problem is reflected in the Department of Pensions and Security where prison authorities tell me that approximately 70% of all prisoners families are on the welfare rolls. This means that the State is forced to keep up a man's family when he is sent to prison to work out these court costs.

But perhaps the worst result of this entire situation is the fact that every year hundreds and hundreds of young boys and first offenders are sent to prison from thirty to sixty days and are returned home with the "ex-convict" label tagged to them for the rest of their lives, just because they were not able to pay local court costs.

All of you know that when the prison system receives a man for thirty days it takes over half that time to process him. Then, when he is ready to be discharged, the State has to buy him a suit of clothes and give him bus fare back to his home town. You can readily see what a staggering cost this is upon the prison system.

The Board of Corrections met recently in my office and strongly recommended that the Legislature work out a plan whereby counties will keep these short term violaters, and let the State pay the counties for their daily maintenance. Such a plan would be far cheaper for the State, and would reduce the prison population by at least 500.

In final regards to the prison system, I am delighted to report to you that tremendous improvement has been made in the farm system. During 1956 the total income on the farm system was \$712,000 compared with the previous year of \$364,000. There will be an even greater increase during the current year. One of the reasons for this increase is the irrigation system installed on the Kulby and No. 4 farms, which in many instances provided for a 2-crop operation. Added to this is the greater crop diversification, especially the development of a wheat program which is proving tremendously successful. The current appropriation for the department covers salaries only, and the department earns enough money to maintain the entire system otherwise.

And, in line with this prison population problem, I further invite your attention to the fact that the number of prisoners given paroles in Alabama is next to the lowest per capita in the whole United States. Our method of handling paroles and processing parolees is antiquated and bogged down and we need to give special attention to what forty-six other states are doing in the way of eliminating this very serious problem. When human lives are involved we cannot afford to be backward and stalemated in the operation of our pardon and parole system.

Figures show that on the national average 70% of the prisoners go out on parole, while in Alabama only 18% are paroled—those are the facts given me last week by the Chairman of the Prison Board.

#### AGRICULTURE

There are two recommendations I have to make in regards to the Department of Agriculture.

In past sessions, the Legislature has appropriated sums to control Brucellosis in the cattle program, and similar sums for control of swine diseases.

We have now reached the point where poultry will be the number one farm income during 1957. Therefore, I recommend that you look into the prospect of providing adequate control over diseases relating to the poultry industry.

Secondly, in the past, the Legislature has passed the Warehouse Bonding Act to bond warehouses where cotton is stored, and the Sale Barn

Bonding Act, which bonds livestock auction sales in our State. These two acts have stabilized the cotton industry and the livestock industry. I recommend that you extend the Warehouse Bonding Act and the Sale Barn Bonding Act to cover the poultry processors in our State, in order to strengthen and stabilize the economic condition of our vast poultry industry in Alabama.

We need marketing centers to help the farmers overcome the economic bondage to which they are now tied.

Some of the Southwest Georgia Counties have marketing centers established by the State. These centers sold approximately \$86,000,000 worth of products for the farmers in that area of Georgia. Some consideration needs to be given toward filling this gap in Alabama.

In regards to the fire ant menace, there is much action, both in Alabama and on the Congressional level.

I have just had a valuable report from the delegation sent to Argentina to study the fire ants that are natives of that country and are now growing in this country. This committee is composed of the Senator from Marshall County, the Representative from Henry County and an Auburn entomologist, Dr. Kirby Hayes. They are in the process of drafting a report to me and I will then submit it to the Legislature. This report will contain some good news of which I am sure you will be interested.

#### REVENUE DEPARTMENT

State revenue collections are on a very sound footing. During the past two years the State had a revenue increase of \$49,000,000. Now, let's deduct from that amount \$15,000,000 derived from increased levies, and we have a \$34,000,000 increase brought about by a better prosperity, but I believe more largely so, by a sound and adequate administration of the State revenue laws. I commend Mr. Horn on the leadership he has given this department.

#### FINANCE

I am in favor of a purchasing bill for the State of Alabama and I am also in favor of a purchasing bill for all counties. The State levies many revenues that are administered by the various county governments, such as A.B.C., ad valorem, gasoline, school board funds, etc. I favor a required purchasing bill for county governing bodies as well as county school boards and other county sub-divisions that administer tax funds. Any legislator who grabs the microphone and says that he is in favor of a State purchasing bill and not a county purchasing bill is not being honest with himself. I hope the Legislature will see fit to approve both of these purchasing bills.

#### INSURANCE

The insurance industry in Alabama has increased by leaps and bounds in the last ten years. In fact Alabama has become the third state in the Nation in the number of domestic insurance companies in operation. We are exceeded only by Louisiana and Texas. The fundamental laws regulating the insurance industry in Alabama were written when there were very few companies in existence in this State. With the unexcelled growth of industry in Alabama, we need certain changes in the Insurance Department.

Looking toward that end, I am recommending that the department be reorganized with sufficient personnel to audit, supervise and see that all companies whose home offices are located in Alabama are actuarially sound. By having stricter regulations we do not want to discourage the

smaller companies from organizing, but it does mean that those new companies must operate on a sound and conservative basis.

Specifically, I would like to recommend to you a bill to repeal Act 539 as passed by the 1953 Legislature. Act 539 provided that insurance companies could invest their surplus funds in notes or debenture bonds.

Good business practices point up very clearly that such investments are not the sound type of securities which Alabama companies must have.

Therefore, I urge that Act 539 be repealed.

### BANKING AND LOAN COMPANIES

There have been many arguments down through the years, pro and con, as to what type small loan business we should have in Alabama. It is certain some reforms must be made in this direction.

Of the few electric chair cases to come before me during this administration, two of them evolved from a difference between the loan collector and the borrower. When two capital cases come before a governor within less than one year, evolving from the problem of collecting small loans, then it is time for some action to be taken.

Small loan companies in Alabama are a must. They render a service that plain, good hard-working American citizens must resort to because they cannot get bank credit, as good Americans could when I was a boy and many of you were boys.

I recommend stricter laws regulating small loan companies, especially in regards to excessive interest rates and the abuse of the borrower. I also recommend that the loan companies be given the privilege of the court in the collection of their loans in the same manner the banks are given. I also recommend the expense of supervising and policing small loan companies shall be assessed against the loan companies on a basis of their gross business. Let me remind you, I said assessment and not tax.

I am pleased to report to you that so far in this administration 8 new banks have been chartered—these are more than were chartered during the entire two previous administrations. These 8 new banks, of course, will make thousands of additional dollars available for credit to business concerns and farmers. That is real progress.

### SECURITIES COMMISSION

Sales of securities to the public within the borders of Alabama are not subject to the Securities and Exchange Commission in Washington. Therefore, with our vast expansion of industry in Alabama there will be more and more securities sold to the public, some possibly of doubtful value.

It is essential in the growing and expanding economy that a strict regulatory body be created to further regulate the sale of securities to the public in Alabama along the lines of the Securities and Exchange Commission of the Federal Government. I understand bills to that effect will be introduced.

I recommend a commission made up of three elective State officials—the Attorney General, the Treasurer, and the Secretary of State—to supervise the securities operation.

### ABC SYSTEM

Nothing speaks so well in any business enterprise as the net profits derived therefrom. It is with that viewpoint that we review the ABC operations. Profits are on the steady increase. 1954 had a \$11 Million



income. 1955 showed \$11,400,000, while 1956 was just under the \$15 Million profit mark. This sizeable increase was the highest of any year in history. Current figures show we will have even a much more profitable year during 1957.

Enforcement measures have been stepped up and the administration of the entire system has been run on a very business-like basis. Special emphasis has been given toward stopping the importation of "red whiskey" from other states. Efforts have been redoubled toward eliminating the making of "moonshine."

### MILITARY DEPARTMENT

I do not believe there is any state government program that renders as much community support—both in a civic way and financially—as does the National Guard Armory program.

Alabama now has 138 National Guard Armories. I am pleased to tell you that we have built 40 during the past two years, as well as renovated 5 old WPA armories. We now have in the planning stage 13 additional armories, as well as plans for additions to 13 existing armories.

The Federal government is clamping down on funds for National Guard Armories. We had to make special efforts to get funds for the last group approved. I'm sure we'll have to continue that fight to get funds for those being programmed.

Alabama's National Guard is fifth in size in the entire Nation. There are 17,800 members serving in the Guard—including the Air National Guard which is equipped with the finest jet planes in service.

This Department is now operating on a state budget of around \$1,000,000—but its big economic value to our State is that it brings to us \$14,000,000 in Federal funds for payrolls alone.

I ask your continued support for our nationally outstanding National Guard program.

### CONSERVATION

Timber is now the second largest industry in this State, being a \$500 Million enterprise. With the recent location of three major pulp and paper mills in Alabama, we find an even greater expansion in the timber industry. To cope with this, the Conservation Department is greatly expanding its seedling program. In the past two years we have increased by 55 million seedlings the number being distributed to farmers and foresters throughout the State. In 1956 we produced seedlings at the rate of 61 million a year, and we are still not able to supply the demand.

This year we had a request for 130 million seedlings. Our expansion program for the coming year calls for a production of 105 million. The benefits of this program are widespread since there are now 169,000 owners of small timber tracts in Alabama. With the reduction in cotton acreage, more and more families are turning to tree farms for a livelihood.

The department has stocked 2100 fish ponds with 5½ million Bream and Bass during the past two years. The department also constructed three public fishing lakes and has four additional lakes which are proposed for the near future.

During the last two years less money was appropriated to the parks system in Alabama than was appropriated to any in the Southeastern states, yet more people visited Alabama parks—over 2½ million—than visited any other Southeastern parks except the State of Tennessee.

Our parks system in Alabama has deteriorated to such an extent that changes need to be made.

Our state parks were created in the administration of the late Governor Bibb Graves. At that time they were modern, new and up-to-date. Very little has been added to them since. Naturally with very few additions and very few betterments, these parks are not a division of the state government that we can be proud of. Therefore, unless some appropriation or some means is found to improve and rebuild these parks, I recommend that legislation be passed so that they may be leased to private parties.

The Lands Division of the department paid into the General Fund and the Educational Funds for 1956 the sum of \$727,000 derived from leases, timber sales, and repossessed lands. This was a 68% increase over 1954.

### PUBLIC SAFETY

I recommend to you the adoption of a retirement plan for the arresting officers of the various departments. Under the present Federal laws, they are excluded from Social Security. An extensive study has been made of such a plan by the Public Safety Department and it will be presented to you for consideration.

Certainly we have been negligent by not having a worthwhile retirement plan for our law enforcement officers, which include not only those in the Highway Patrol but also the ABC Law Enforcement officers and the criminal investigators.

In the budget which I have submitted to you, I have included funds to provide for the employment of some 50 additional Highway Patrolmen. These are needed to cope with the ever-increasing traffic load, as well as to patrol the thousands of miles of new roads built. I strongly recommend your concurrence on this.

### DEPARTMENT OF INDUSTRIAL RELATIONS

This department is one of our largest in the State. Its chief function is to handle employment, workmen compensation, child labor, and safety inspection. The 1955 session made the following major changes, which were both beneficial to labor and management:

1. You increased the maximum weekly benefit from \$22 to \$25. Even with this sizeable increase the weekly benefits have not kept pace with the increase in wages, and I recommend a study toward the possibility of granting additional weekly unemployment benefits, especially since both workmen and unemployment compensation are among the lowest in the Nation. Also, Alabama is one of the few states that requires the worker to pay a part of the unemployment compensation costs. I invite your attention toward putting this law more in line with the laws of other states throughout the Nation.

2. You extended the coverage to employers of four or more workers, effective January 1, 1956.

3. You reduced the time required for new employers to become eligible for new tax rates from three years to one.

4. You removed certain technicalities and disqualifications that were working a hardship on both the department and the taxpayers.

During the biennium the department paid \$31 Million in unemployment compensation to jobless workers.

As of January 1, 1957, the State Unemployment Compensation Trust Fund stood at 83 Million Dollars, or approximately \$11 Million more than two years earlier. During the same time, workers covered by the law increased from 435,000 to 530,000.

The State Employment Service placed 207,000 employees in non-farm work during the past two years, and aided 25,000 farmers by supplying them with 157,000 agricultural workers. It also obtained 6,000 jobs for seasonal farm workers in other states.

I am glad to report that around 5,000 of those people placed in employment were among the physically handicapped, which is a part of the fine Handicap Program being conducted by the department.

In 1955 you raised the maximum weekly benefit to injured workers from \$23 to \$28, and at the same time doubled the hospital and medical allowances. These changes have proven highly beneficial to hundreds of workers.

The Mine Safety Division made over 4,000 inspections to insure a safer working condition for the large number of miners in this state. These inspections resulted in 700 safety improvements.

The Factory Inspection Section inspected 7,800 plants which employ over 500,000 workers and made 4,000 recommendations for safety improvements.

#### CIVIL DEFENSE

Two years ago this Legislature made Civil Defense a permanent State Department. Since that time it has worked closely with counties and cities toward the creation of local civil defense organizations. Excellent progress has been made toward that end.

Alabama has been fortunate enough to obtain a special \$85,000 pilot study for developing an evacuation program. This was made by a Federal grant and is now under way.

Two of the most modern air defense filter centers in the entire Nation have been established in Montgomery and Mobile. These are central observation headquarters for air raid warning and observation.

The Federal Civil Defense has made available three 200-bed hospitals at no cost to Alabama. These are available for any emergencies. It is highly possible that 12 other such hospitals will be made available during the two years ahead.

I ask your continued support for the Civil Defense program because it is a necessary measure of insurance in this time of push button warfare.

#### PUBLICITY AND INFORMATION

This office is conducting a stepped-up advertising campaign to attract more tourists to Alabama. This is in keeping with our progressive development throughout the state, wherein private enterprise is vastly improving the accommodations for tourists.

The State cooperated with other agencies last Fall in conducting a state tour for travel experts invited from throughout the mid-West. It proved highly successful and a permanent organization called the Alabama Travel Council has been created as a result of this effort. It is conducting a second similar tour during the next two weeks.

This is the beginning of what we hope will be a concerted effort toward attracting more and more tourists to our state. The tourist busi-

ness is now estimated to bring \$90 Million to Alabama each year.

We have had some very fine coverage on Alabama's scenic attractions through the National Press and I am pleased to report to you that the National Geographic Magazine is now in the process of doing a full coverage pictorial story on our state.

All of these efforts, of course, work hand in hand with our industrial development program in attracting more people and industry to Alabama.

What I have now presented to you has, in part, brought you up to date on the status quo of our State government.

But in closing, I would like to remind you that so often it is the unseen and intangible factors that are so often of more significance than the bricks in the street or the stones in the road. For instance:

—The right to those intangible qualities of an education by our ever-increasing population—this must have our fullest consideration.

—The right for our adults to vote under the democratic process and to serve on juries.

—The right of our convicted and sentenced to be relieved of the outdated yoke now placed upon them by our Criminal Code—especially as to fees and paroles.

—The right of our old people to an even better degree of security—this they have long since earned as they toiled to build a state and a family in generations gone by.

—But most important of all, the right of our people to have a modern and workable constitution that will enable them to enjoy more fully the fruits of the present and the opportunities of the future.

Because these are our fundamental liberties; they measure the degree of liberty and pursuit of happiness which we all enjoy. I commend them to you for your most serious consideration.

And now I would like to thank you for this opportunity of addressing you. I look forward to working with you during the weeks and months ahead.

I assure you of my cooperation in helping to improve our laws, so that our people may all benefit and go forward to greater prosperity and happiness.

The Lieutenant Governor and Presiding Officer of the Senate announced that the purpose of the joint session having been accomplished the Senate would retire to its Chamber.

The Speaker of the House then called the House to order.

#### RECESS

On motion of Mr. Dawkins the House recessed until 4:00 o'clock this afternoon.

Yeas 46; Nays 25.

Yeas:

Mr. Speaker	Branyon	Edwards (Jefferson)	Goodwyn
Albea	Brassell	Faulk	Gregory
Boyd	Brooks	Ferrell	Grouby
Bradford	Davis	Franklin	Hall
Brannan	Dement	Gist	Haltom

Harvey	Locke (Perry)	Oden	Stembridge
Hawkins	McKay	Payne	Stokes
Jenkins	McNider	Ramey	Taylor
Lackey	Martin	Reynolds	Thomas
Law	Merrill	Solomon	Tyson
Lee (Barbour)	Murphy	Steagall	Vacca
Locke (Choctaw)	Nettles		

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*Nays:*

Messrs.:	Crook	Johnson (Elmore)	Perry
Adams (Tallapoosa)	DeSear	Johnson (Tallapoosa)	Pruitt
Ashworth	Gilchrist	Killough	Richardson
Brewer	Hardy	Kirkham	Roberts
Broadfoot	Harrison	Lee (Lawrence)	Speaks
Burkhalter	Holliman	McLendon (Bullock)	Ward
Callahan	Hunt		

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## AFTERNOON SESSION

The House reconvened. The Speaker called the House to order.

## INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Messrs. Hawkins, Dawkins and Mathews:

H. 1. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

Ways and Means.

By Messrs. Hawkins and Dawkins:

H. 2. To make an appropriation for the support and maintenance of the Southern Industrial Institute.

Ways and Means.

By Messrs. Dawkins and Hawkins:

H. 3. To amend Sections 36, 39, 40, 41, 54, 59, 71, 115, 117, 119, 140, 161, 162, 172, 188, 191, and 198 and to repeal Sections 47, 48, 158, 159, 184, 185, 190, and 201, of Title 35, Code of Alabama 1940, as amended, all of which relate to military and naval affairs of the State of Alabama.

Military Affairs.

By Messrs. Hawkins and Dawkins:

H. 4. To make an appropriation for the support and maintenance of the Alabama Vocational School for Girls.

Ways and Means.

By Messrs. Hawkins and Dawkins:

H. 5. To make an appropriation to the State Superintendent of Education for the purpose of contracting with Tuskegee Institute for undergraduate and graduate instruction of Alabama residents in engineering, veterinary medicine, nursing, home economics and agriculture.

Ways and Means.

By Messrs. Hawkins and Martin:

H. 6. To amend Sections 5 and 8 of Act 515 approved July 9, 1945, as amended, which relates to the Employees' Retirement System of Alabama.

Ways and Means.

By Messrs. Hawkins and Dawkins:

H. 7. To make annual appropriation to the Department of Conservation for capital outlay purposes for each of the fiscal years ending September 30, 1958 and September 30, 1959 for the Divisions of Forestry, Game and Fish, and Seafoods from the funds in the State Treasury to the credit of each such Division.

Ways and Means.

By Messrs. Hawkins and Dawkins:

H. 8. To provide a Revolving Fund for the Department of Finance, Division of Service Mail and Supply Room; and to make an appropriation thereto.

Ways and Means.

By Messrs. Hawkins and Dawkins:

H. 9. To make an appropriation for the support of the Southern Regional Council on Mental Health Training and Research.

Ways and Means.

By Messrs. Hawkins and Dawkins:

H. 10. To make an appropriation for the support of the Council of State Governments.

Ways and Means.

By Messrs. Hawkins and Dawkins:

H. 11. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1958 and September 30, 1959, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of the Alabama Polytechnic Institute, the Board of Trustees of the University of Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, and for the Teachers' Retirement System.

Ways and Means.

By Messrs. Hawkins and Dawkins:

H. 12. To amend Section XV, Sub-sections B and E of Act No. 348, 1955 General Acts of Alabama.

Ways and Means.

#### RESIGNATION FROM COMMITTEE

Honorable W. E. Oden resigned as Chairman and a member of the Standing Committee on Military Affairs; and also resigned as a member of the Standing Committee on Constitution and Elections.

#### COMMITTEE APPOINTMENTS

The Speaker announced the following appointments.

Honorable John A. Murphy as a member of the Standing Committee on Judiciary.

Honorable W. E. Oden as a member of the Standing Committee on Ways and Means.

Honorable John A. Murphy as Chairman and a member of the Standing Committee on Local Legislation No. 1.

Honorable Rufus M. Lackey as Chairman of the Standing Committee on Local Legislation No. 2.

Honorable Hugh Kaul as Vice-Chairman of the Standing Committee on Local Legislation No. 2.

Honorable Jesse Brown as Chairman of the Standing Committee on Military Affairs.

#### MESSAGE FROM THE GOVERNOR

To the House of Representatives  
State Capitol  
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor.

Respectfully submitted,

RALPH HAMMOND,  
Executive Secretary.

MAY 7, 1957

To the House of Representatives  
State Capitol  
Montgomery, Alabama

Gentlemen:

Since the last meeting of the Legislature I have received a letter of resignation from Honorable J. Paul Meeks, Member of the House of Representatives from Jefferson County, which said resignation is attached hereto.

Respectfully,

JAMES E. FOLSOM,  
Governor.

#### GOVERNOR'S MESSAGE

Letter of resignation from Honorable J. Paul Meeks, Member of the House of Representatives from Jefferson County, attached to Message From The Governor, was received, read and ordered filed.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

I am directed by the Senate to notify the House of Representatives that the Senate is now in session and ready for the transaction of public business.

J. E. SPEIGHT,  
Secretary.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 2. Relative to a joint session of the two Houses at 12:45 P. M. today for the purpose of hearing the message of Honorable James E. Folsom, Governor of Alabama.

And the President and Presiding Officer of the Senate appointed as Committee on Part of the Senate Messrs. Smith and Calvin.

J. E. SPEIGHT,  
Secretary.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Messrs. Metcalf and Smith:

S. J. R. 3. In the untimely passing of General Lewis A. Pick, former chief of the Army's Corps of Engineers and Director of the Alabama State Planning and Industrial Development Board, the people of the State of Alabama and of the United States have suffered a grave and irreparable loss; and

Whereas, during his illustrious thirty-six year career with the Army's Corps of Engineers, the last four of which he served as Chief of Army Engineers, General Pick supervised the construction of projects costing more than five billion dollars, including the construction of army camps and air bases, such as the famed Thule Air Force Base in Greenland; the construction of the famous Ledo Road—popularly known as Pick's Pike—which extended from India through the mountains and jungles of north Burma to China, despite the fact that scores of engineers said the road could not be built; and the construction of about a dozen of the dams considered necessary to implement the Pick-Sloan Plan, of which he was co-author, for controlling the unruly floods and conserving the indispensable waters of the Missouri and its tributaries; and

Whereas, General Pick married Miss Alice Cary of Auburn, Alabama, while on a tour of ROTC duty in 1925, and thereafter adopted Alabama as his home and settled here upon his retirement from the Army's Corps of Engineers, and became strongly interested in the civic, social, and political advancement and well-being of the people of his adopted state; and

Whereas, General Pick served more than a year as Director of the State Planning and Industrial Development Board after his retirement from the Army, and was a powerful influence in attracting industries to the State of Alabama during the period he served as Director, and had seen industrial plants worth almost three hundred million dollars either built or planned for Alabama; and

Whereas, the outstanding achievements and abilities of General Pick will be evidenced for many years by the abundance of engineering miracles accredited to him, and he will be considered by future generations as one of the truly great Americans in our history, and the people of Alabama and the nation will deeply feel the loss occasioned by the death of such a distinguished and valued public servant; now therefore,

BE IT RESOLVED BY THE SENATE OF ALABAMA, THE HOUSE OF REPRESENTATIVES CONCURRING: That the Legislature of Alabama mourns the death of General Lewis A. Pick, and the individual members thereof unite in honoring his character, ability, and patriotic motives, and extend sincere and deep sympathy to his family and to his many friends throughout the world.



That the Secretary of the Senate is directed to transmit a copy of this Resolution to Mrs. Lewis A. Pick.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Hawkins the rules were suspended and the House concurred in and adopted the S. J. R. 3 set out in the above and foregoing Message from the Senate.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Dickson	Lackey	Payne
Adams (Tallapoosa)	Edwards (Escambia)	Law	Perry
Albea	Ferrell	Lee (Barbour)	Pirkle
Ashworth	Franklin	Lee (Lawrence)	Pruitt
Bassett	Gilchrist	Locke (Choctaw)	Ramey
Boyd	Gist	Locke (Perry)	Richardson
Bradford	Gregory	Love	Roberts
Brannan	Hall	McKay	Selman
Branyon	Haltom	McLendon (Bullock)	Shumate
Brassell	Hanby	McNider	Simon
Brewer	Hodges	Martin	Speaks
Broadfoot	Holliman	Merrill	Steagall
Brooks	Huddleston	Money	Stembridge
Brown (Lamar)	Hunt	Murphy	Thomas
Burkhalter	Jenkins	Nettles	Tyson
Callahan	Johnson (Elmore)	Nice	Vacca
Cox	Johnson (Tallapoosa)	Nolen	Ward
Crook	Kelly	Oakley	Windle
Davis	Kirkham	Oden	Wood

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Messrs. Robison, Cooper, Jones, Engelhardt, Lamberth, Yarbrough (Autauga), Shelton, Tate, Givhan, Bradford, Leonard, Dyar, Davis (Lowndes) and Roberts:

S. J. R. 4. WHEREAS, the prompt complete development for all purposes of the Coosa-Alabama Rivers from Rome, Georgia to Mobile, Alabama is of inestimable value to the State of Alabama and to the Nation; and,

WHEREAS, the 79th. Congress, First Session, authorized a project on the Alabama River to consist of three dams, said project including the construction of one of said dams at Jones Bluff, Alabama; and,

WHEREAS, an appropriation for advance planning and design of the said Jones Bluff Dam should be made by the present Congress in order to avoid further unnecessary delay in the development of the River; and,

WHEREAS, a further postponement of this development involves a continuing loss to our State and Nation of great proportions;

NOW, THEREFORE, BE IT RESOLVED by the Senate, the House of Representatives concurring, that the Congress of the United States

be requested to go forward with the enactment of legislation leading toward the complete development of the Coosa-Alabama Rivers and that it be memorialized to appropriate immediately sufficient funds necessary for the advance planning and design of the contemplated Jones Bluff Dam; and further, that a copy of this resolution be forwarded to our Senators and Representatives in Congress and that they be urged to sponsor all needed legislation necessary to insure the complete development of the Rivers and that they exert every effort to secure, at the present Session of Congress, an appropriation for the advance planning and design of the Jones Bluff Dam; and further, that a copy of this resolution be transmitted to the President of the United States.

J. E. SPEIGHT,  
Secretary.

### SENATE MESSAGE

On motion of Mr. Hawkins the rules were suspended and the House concurred in and adopted the S. J. R. 4 set out in the above and foregoing Message from the Senate.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kendall	Oakley
Adams (Tallapoosa)	Ferrell	Killough	Fayne
Albea	Franklin	Kirkham	Perry
Ashworth	Gilchrist	Lackey	Pirkle
Bassett	Gist	Law	Ramey
Boyd	Goodwyn	Lee (Barbour)	Reynolds
Brannan	Gregory	Lee (Lawrence)	Richardson
Branyon	Grouby	Locke (Choctaw)	Roberts
Brassell	Hall	Locke (Perry)	Selman
Brewer	Haltom	Love	Shumate
Broadfoot	Hanby	McKay	Simon
Brooks	Harrison	McLendon (Bullock)	Speaks
Brown (Lamar)	Harvey	McNider	Steagall
Burkhalter	Hawkins	Martin	Stembridge
Callahan	Hodges	Mathews	Stokes
Cox	Holliman	Mathison	Taylor
Crook	Huddleston	Merrill	Thomas
Davis	Hunt	Money	Tyson
Dawkins	Jenkins	Murphy	Vacca
Dement	Johnson (Elmore)	Nettles	Ward
Dickson	Johnson (Tallapoosa)	Nolen	Windle
Edwards (Escambia)	Kelly		

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### ELECTION OF ASSISTANT CLERK

The House proceeded to the election of the Assistant Clerk.

Mr. Martin nominated Honorable David W. Crosland of Montgomery County for Assistant Clerk of the House.

Mr. Thomas moved that the nomination be closed, and the motion was adopted.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Bassett	Branyon	Brooks
Adams (Tallapoosa)	Boyd	Brassell	Brown (Lamar)
Albea	Bradford	Brewer	Burkhalter
Ashworth	Brannan	Broadfoot	Callahan

Cox	Harvey	Locke (Perry)	Pruitt
Crook	Hawkins	Love	Ramey
Davis	Hodges	McKay	Reynolds
Dement	Holliman	McLendon (Bullock)	Richardson
Dickson	Huddleston	McNider	Roberts
Edwards (Escambia)	Hunt	Martin	Selman
Edwards (Jefferson)	Jenkins	Mathews	Shumate
Ferrell	Johnson (Elmore)	Mathison	Simon
Franklin	Johnson (Tallapoosa)	Merrill	Speaks
Gilchrist	Kaul	Money	Steagall
Gist	Kelly	Murphy	Stembridge
Goodwyn	Kendall	Nettles	Stokes
Gregory	Killough	Nice	Taylor
Grouby	Kirkham	Nolen	Thomas
Hall	Lackey	Oakley	Tyson
Haltom	Law	Oden	Vacca
Hanby	Lee (Barbour)	Payne	Ward
Hare	Lee (Lawrence)	Perry	Windle
Harrison	Locke (Choctaw)	Pirkle	Wood

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And the House, upon a viva voce roll call, voted unanimously for the election of Honorable David W. Crosland.

Yeas 96; Nays 0.

Yeas:

Mr. Speaker	Gilchrist	Kendall	Oden
Adams (Tallapoosa)	Gilmer	Killough	Payne
Albee	Gist	Kirkham	Perry
Ashworth	Goodwyn	Lackey	Pirkle
Bassett	Gregory	Law	Pruitt
Bradford	Grouby	Lee (Barbour)	Pamev
Brannan	Hain	Lee (Lawrence)	Reynolds
Branyon	Hall	Locke (Choctaw)	Richardson
Brassell	Haltom	Locke (Perry)	Roberts
Brewer	Hanby	Love	Selman
Broadfoot	Hardy	McClendon (Chambers)	Shumate
Brooks	Hare	McKay	Simon
Brown (Lamar)	Harrison	McLendon (Bullock)	Solomon
Burkhalter	Harvey	McNider	Speaks
Callahan	Hawkins	Martin	Steagall
Cox	Hodges	Mathews	Stembridge
Crook	Holliman	Mathison	Stokes
Davis	Huddleston	Merrill	Summerlin
Dement	Hunt	Money	Taylor
Dickson	Jenkins	Murphy	Thomas
Edwards (Escambia)	Johnson (Elmore)	Nettles	Tyson
Edwards (Jefferson)	Johnson (Tallapoosa)	Nice	Vacca
Ferrell	Kaul	Nolen	Ward
Franklin	Kelly	Oakley	Windle

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Mr. Crosland having received all of the votes cast, a majority of the House, was declared duly and constitutionally elected Assistant Clerk of the House for the term prescribed by law.

Honorable David W. Crosland appeared and the oath of office was administered to him by Honorable Rankin Fite, Speaker of the House.

#### MOTION TO ADJOURN LOST

The motion of Mr. Gilchrist that the House adjourn until Friday, May 10, 1957, at ten o'clock A.M. was lost.

Yeas 31; Nays 58.

Yeas:

Mr. Speaker	Gilchrist	Lee (Lawrence)	Richardson
Bradford	Gist	Love	Roberts
Broadfoot	Gregory	McLendon (Bullock)	Selman
Brooks	Hardy	Mathison	Shumate
Burkhalter	Huddleston	Money	Solomon
Crook	Jenkins	Nolen	Thomas
Dement	Johnson (Tallapoosa)	Oden	Windle
Dickson	Kelly	Reynolds	

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Nays:

Messrs.:	Grouby	Killough	Perry
Adams (Tallapoosa)	Hain	Kirkham	Pirkle
Albea	Hall	Lackey	Pruitt
Ashworth	Haltom	Law	Ramey
Bassett	Hanby	Lee (Barbour)	Simon
Branyon	Hare	Locke (Choctaw)	Speaks
Brewer	Harrison	McKay	Steagall
Brown (Lamar)	Harvey	McNider	Stembridge
Callahan	Hawkins	Martin	Stokes
Davis	Hodges	Merrill	Summerlin
Dawkins	Holliman	Murphy	Tyson
Edwards (Jefferson)	Hunt	Nettles	Vacca
Ferrell	Johnson (Elmore)	Nice	Ward
Franklin	Kaul	Oakley	Wood
Goodwyn	Kendall	Payne	

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## RESOLUTIONS

The following resolutions were introduced:

By Mr. Hawkins:

H. J. R. 3. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING: That the State of Alabama, and especially the House of Representatives of the State Legislature, has suffered a great loss in the recent death of The Honorable Robert Tyler Goodwyn, Jr., a former member of the House, who for the last eighteen years has been the beloved clerk of the House, esteemed for his faithful, courteous and efficient service, not only as a member and clerk of this body, but in many other civic and political offices, and for his amiability, sincerity and kindness.

BE IT FURTHER RESOLVED, that a page in the Journal of this House be dedicated, in grateful appreciation of his services to the State and his fellow men, to the memory of Robert Tyler Goodwyn, Jr.; that the sympathy of the Legislature be extended to Mrs. Goodwyn and the other members of his family; and that a copy of this resolution be transmitted by the clerk of the House to Mrs. Goodwyn and to the Press.

On motion of Mr. Hawkins the rules were suspended and H. J. R. 3 was adopted.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Boyd	Brewer	Callahan
Adams (Tallapoosa)	Bradford	Broadfoot	Crook
Albea	Brannan	Brooks	Davis
Ashworth	Branyon	Brown (Lamar)	Dawkins
Bassett	Brassell	Burkhalter	Dement

Dickson	Hawkins	McKay	Reynolds
Edwards (Escambia)	Hodges	McLendon (Bullock)	Richardson
Edwards (Jefferson)	Holliman	McNider	Roberts
Ferrell	Huddleston	Martin	Selman
Franklin	Hunt	Mathison	Shumate
Gilchrist	Jenkins	Merrill	Simon
Gist	Johnson (Elmore)	Money	Speaks
Goodwyn	Johnson (Tallapoosa)	Murphy	Steagall
Gregory	Kelly	Nettles	Stembridge
Grouby	Killough	Nice	Stokes
Hain	Kirkham	Nolen	Summerlin
Hall	Lackey	Oakley	Taylor
Haltom	Law	Oden	Thomas
Hanby	Lee (Barbour)	Payne	Tyson
Hardy	Lee (Lawrence)	Perry	Vacca
Hare	Locke (Choctaw)	Pirkle	Ward
Harrison	Locke (Perry)	Pruitt	Windle
Harvey	Love	Ramey	Wood

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Also:

By Mr. Hawkins:

H. R. 4. RESOLVED, That the five members of the Legislative Committee on Public Accounts, the four members of the State Building Commission, and the six members of the Legislative Council who were heretofore elected, be, and hereby are re-elected to their respective places, and shall serve until their successors are elected as prescribed by law.

On motion of Mr. Hawkins the rules were suspended and H. R. 4 was adopted.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Elmore)	Nolen
Adams (Tallapoosa)	Ferrell	Johnson (Tallapoosa)	Oakley
Albea	Franklin	Kaul	Payne
Ashworth	Gilchrist	Kelly	Perry
Bassett	Gilmer	Killough	Pirkle
Boyd	Gist	Kirkham	Pruitt
Bradford	Goodwyn	Lackey	Ramey
Brannan	Grouby	Law	Richardson
Branyon	Hain	Lee (Barbour)	Roberts
Brewer	Hall	Locke (Choctaw)	Simon
Broadfoot	Haltom	Love	Solomon
Brooks	Hardy	McKay	Speaks
Brown (Lamar)	Hare	McLendon (Bullock)	Steagall
Burkhalter	Harrison	McNider	Stembridge
Callahan	Harvey	Martin	Summerlin
Crook	Hawkins	Mathison	Thomas
Davis	Hodges	Merrill	Vacca
Dawkins	Holliman	Money	Ward
Dement	Huddleston	Murphy	Windle
Dickson	Hunt	Nettles	Wood
Edwards (Escambia)	Jenkins	Nice	

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## ELECTION

LEGISLATIVE COMMITTEE ON PUBLIC ACCOUNTS, STATE  
BUILDING COMMISSION AND LEGISLATIVE COUNCIL

In accordance with H. R. 4, the Speaker directed the Clerk to call a viva voce roll of the House, and those who voted for the nominees as

provided for in the above and foregoing resolution were as follows:

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Elmore)	Nolen
Adams (Tallapoosa)	Ferrell	Johnson (Tallapoosa)	Oakley
Albea	Franklin	Kaul	Payne
Ashworth	Gilchrist	Kelly	Perry
Bassett	Gilmer	Killough	Pirkle
Boyd	Gist	Kirkham	Pruitt
Bradford	Goodwyn	Lackey	Ramey
Brannan	Grouby	Law	Richardson
Branyon	Hain	Lee (Barbour)	Roberts
Brewer	Hall	Locke (Choctaw)	Simon
Broadfoot	Haltom	Love	Solomon
Brooks	Hardy	McKay	Speaks
Brown (Lamar)	Hare	McLendon (Bullock)	Steagall
Burkhalter	Harrison	McNider	Stembridge
Callahan	Harvey	Martin	Summerlin
Crook	Hawkins	Mathison	Thomas
Davis	Hodges	Merrill	Vacca
Dawkins	Holliman	Money	Ward
Dement	Huddleston	Murphy	Windle
Dickson	Hunt	Nettles	Wood
Edwards (Escambia)	Jenkins	Nice	

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Messrs. Brannan, Kaul, Summerlin, Thomas and Pirkle having received all the votes cast, which is a majority of the whole House, the Speaker announced that Messrs. Brannan, Kaul, Summerlin, Thomas and Pirkle had been duly and constitutionally re-elected as members of the Legislative Committee on Public Accounts on the part of the House of Representatives.

Messrs. Boyd, Harvey, Solomon and Hanby having received all the votes cast, which is a majority of the whole House, the Speaker announced that Messrs. Boyd, Harvey, Solomon and Hanby had been duly and constitutionally re-elected as members of the State Building Commission on the part of the House of Representatives.

Messrs. Kendall, Adams (Tallapoosa), Goodwyn, Martin, Nice and Stokes having received all of the votes cast, which is a majority of the whole House, the Speaker announced that Messrs. Kendall, Adams (Tallapoosa), Goodwyn, Martin, Nice and Stokes had been duly and constitutionally re-elected as members of the Legislative Council on the part of the House of Representatives.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Cooper:

S. J. R. 6. WHEREAS, the Legislature of Alabama has for the past several years appropriated funds for a calfhood vaccination program for the purpose of eradicating and exterminating a contagious and infectious disease of livestock known as Brucellosis or "Bangs Disease"; and

WHEREAS, the Legislature recognizes that the production of livestock is of great economic importance to the State of Alabama and livestock diseases must be effectively controlled; and

WHEREAS, funds available to the State Department of Agriculture and Industries for the continuation of the calfhood vaccination program during the current fiscal year, which ends September 30, 1957, have

been exhausted and no further work of this nature can be conducted due to the lack of sufficient funds; and

WHEREAS, It has come to the attention of the Legislature of Alabama that funds are now on hand and available to the United States Department of Agriculture, Agricultural Research Services, Animal Disease Eradication Division, for use in the State of Alabama for conducting a Brucellosis Disease Control Program, such funds being available for the current fiscal year of the Federal government which ends on June 30.

NOW, THEREFORE, BE IT RESOLVED: by the Senate of Alabama, the House of Representatives concurring, that the United States Department of Agriculture, Agricultural Research Services, Animal Disease Eradication Division, be requested to make available to the Alabama Department of Agriculture and Industries the sum of One Hundred Thousand Dollars (\$100,000.00) for the purpose of continuing a calfhood vaccination program in the State of Alabama throughout the State's current fiscal year, which ends on September 30, 1957, in order that Brucellosis vaccine may be purchased, distributed and administered to livestock owned by farmers in Alabama.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded by the Secretary of the Senate to appropriate officials with the United States Department of Agriculture and a copy be forwarded to each member of the Alabama Delegation in the Congress of the United States with the request that they lend their efforts toward assisting the State of Alabama in securing funds for the above mentioned purposes.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

On motion of Mr. Nettles the rules were suspended and the House concurred in and adopted the S. J. R. 6 set out in the above and foregoing Message from the Senate.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Jenkins	Oakley
Adams (Tallapoosa)	Franklin	Johnson (Elmore)	Oden
Albee	Gilchrist	Johnson (Tallapoosa)	Payne
Ashworth	Gilmer	Kelly	Perry
Bassett	Gist	Killough	Pirkle
Boyd	Goodwyn	Kirkham	Pruitt
Bradford	Gregory	Lackey	Richardson
Brannan	Grouby	Law	Selman
Branyon	Hain	Lee (Barbour)	Simon
Broadfoot	Hall	Lee (Lawrence)	Speaks
Brooks	Haltom	Locke (Choctaw)	Steagall
Brown (Lamar)	Hanby	Locke (Perry)	Stembridge
Burkhalter	Hardy	Love	Summerlin
Callahan	Hare	McKay	Taylor
Crook	Harrison	McLendon (Bullock)	Thomas
Davis	Harvey	McNider	Tyson
Dawkins	Hawkins	Merrill	Vacca
Dement	Hodges	Money	Ward
Dickson	Holliman	Murphy	Windle
Edwards (Escambia)	Huddleston	Nettles	Wood
Edwards (Jefferson)	Hunt	Nolen	

## RESOLUTIONS

The following resolutions were introduced:

By Messrs. Merrill, Ferrell, Lackey, Windle, Tyson, Edwards (Jefferson), Thomas, Haltom, McKay, Boyd, Lee (Barbour), Mathews, Albea, Kendall, Brewer, Gilchrist, Law, Hare, Locke (Choctaw), Ashworth, Simon, Fite, Goodwyn, Hunt, Lee (Lawrence), Pirkle, Oakley, Brannan, Payne, Huddleston, Summerlin, Adams (Tallapoosa), Roberts, Davis, Harrison, Jenkins, Brassell, Nolen, Hanby, Grouby, Brown (Lee), Stembridge, Hardy, Hain, Gilmer, Steagall, Hawkins and Ward:

H. J. R. 5. WHEREAS, according to a recent Associated Press release General Motors, Ford and Chrysler Corporations have indicated a desire to locate their plants, or parts of them, in localities other than the State of Michigan; and

WHEREAS, there is available in Alabama a large reservoir of hard-working, friendly, cooperative people, both male and female, who are anxious to obtain jobs in industry; and

WHEREAS, in Alabama there are many sources of raw materials available to industry, also an abundance of navigable rivers, electrical power, natural gas and process water; and

WHEREAS, labor in Alabama has an outstanding record for production and peaceful relations with management,

NOW THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF ALABAMA. THE SENATE CONCURRING:

1. That a most cordial invitation is hereby extended to General Motors, Ford and Chrysler Corporations to locate their plants, or parts of them, in Alabama.

2. That the Alabama State Planning and Industrial Development Board make known to General Motors, Ford and Chrysler Corporations in detail the advantages of locating their plants in Alabama.

3. That a copy of this resolution be furnished the presidents of General Motors, Ford and Chrysler Corporations.

On motion of Mr. Merrill the rules were suspended and H. J. R. 5 was adopted.

Yeas 93; Nays 0.

Yeas:

Mr. Speaker	Cox	Hall	Kendall
Adams (Tallapoosa)	Crook	Haltom	Killough
Albea	Davis	Hanby	Kirkham
Ashworth	Dement	Hardy	Lackey
Bassett	Dickson	Harrison	Law
Boyd	Edwards (Escambia)	Harvey	Lee (Barbour)
Bradford	Edwards (Jefferson)	Hawkins	Lee (Lawrence)
Brannan	Ferrell	Hodges	Locke (Choctaw)
Branyon	Franklin	Holliman	Locke (Perry)
Brassell	Gilchrist	Huddleston	Love
Brewer	Gilmer	Hunt	McKay
Broadfoot	Gist	Jenkins	McLendon (Bullock)
Brooks	Goodwyn	Johnson (Elmore)	McNider
Brown (Lamar)	Gregory	Johnson (Tallapoosa)	Martin
Burkhalter	Grouby	Kaul	Mathews
Callahan	Hain	Kelly	Mathison



Merrill	Payne	Selman	Taylor
Money	Perry	Shumate	Thomas
Murphy	Pirkle	Simon	Tyson
Nettles	Ramey	Speaks	Vacca
Nice	Reynolds	Steagall	Ward
Nolen	Richardson	Stembridge	Windle
Oakley	Roberts	Summerlin	Wood
Oden			

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Also:

By Messrs. Simon and Tyson:

H. J. R. 6. Whereas The Honorable Michael Thomas Murphy was elected in 1954 as a representative of Mobile County in the Legislature of Alabama, and though his term of office was cut short by his untimely death on June 28, 1956, he served ably and faithfully as a member of this body; and

Whereas his life, while brief in years, was nevertheless exemplary, and his ability, character, and integrity were an inspiration to his colleagues in the Legislature, as well as to all who knew him; and

Whereas his passing is deeply mourned by the members of the Legislature; now therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING:

That the members of the Legislature do hereby express their deep regret at the passing of The Honorable Michael Thomas Murphy, and extend their sincere sympathy to the surviving members of his family.

Be it further resolved that a separate page of the journal of the House of Representatives be set apart for the preservation of this resolution and as a memorial to The Honorable Michael Thomas Murphy.

And be it further resolved that the Clerk of the House transmit a copy of this resolution to the family of the deceased.

On motion of Mr. Simon the rules were suspended and H. J. R. 6 was adopted.

Yeas 93; Nays 0.

Yeas:

Mr. Speaker	Dawkins	Harvey	Love
Adams (Tallapoosa)	Dement	Hawkins	McKay
Albea	Dickson	Hodges	McLendon (Bullock)
Ashworth	Edwards (Escambia)	Holliman	McNider
Bassett	Edwards (Jefferson)	Huddleston	Martin
Boyd	Ferrell	Jenkins	Mathews
Bradford	Franklin	Johnson (Elmore)	Mathison
Brannan	Gilchrist	Johnson (Tallapoosa)	Merrill
Branyon	Gilmer	Kaul	Money
Brassell	Gist	Kelly	Nettles
Brewer	Goodwyn	Kendall	Nice
Broadfoot	Gregory	Killough	Nolen
Brooks	Grouby	Kirkham	Oakley
Brown (Lamar)	Hain	Lackey	Oden
Burkhalter	Hall	Law	Payne
Callahan	Haltom	Lee (Barbour)	Perry
Cox	Hanby	Lee (Lawrence)	Pirkle
Crook	Hardy	Locke (Choctaw)	Pruitt
Davis	Harrison	Locke (Perry)	Ramey

Reynolds	Simon	Summerlin	Vacca
Richardson	Speaks	Taylor	Ward
Roberts	Steagall	Thomas	Windle
Selman	Stembridge	Tyson	Wood
Shumate			

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration: By the Rules Committee:

S. J. R. 2. BE IT RESOLVED BY THE SENATE, the House of Representatives concurring, that when the two houses adjourn today, they adjourn to meet again Friday, May 10, 1957, at 10 o'clock A. M.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Hawkins the rules were suspended and the House concurred in and adopted the S. J. R. 2 set out in the above and foregoing Message from the Senate.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Elmore)	Nettles
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Nice
Albee	Ferrell	Kaul	Noien
Ashworth	Franklin	Kelly	Oakley
Bassett	Gilchrist	Kendall	Oden
Boyd	Gilmer	Killough	Payne
Bradford	Gist	Kirkham	Perry
Brannan	Goodwyn	Lackey	Pirkle
Branyon	Gregory	Lee (Barbour)	Ramey
Brassell	Grouby	Lee (Lawrence)	Reynolds
Brewer	Hain	Locke (Choctaw)	Selman
Broadfoot	Hall	Locke (Perry)	Shumate
Brooks	Haltom	McKay	Simon
Brown (Lamar)	Hanby	McLendon (Bullock)	Speaks
Burkhalter	Hardy	McNider	Steagall
Callahan	Harrison	Martin	Summerlin
Cox	Hawkins	Mathews	Taylor
Crook	Hodges	Mathison	Thomas
Davis	Holliman	Merrill	Ward
Dawkins	Huddleston	Money	Windle
Dement	Hunt	Murphy	Wood
Dickson			

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## MOTION TO ADJOURN LOST

The motion of Mr. Selman that the House adjourn until Friday, May 10, 1957, at ten o'clock A. M. was lost.

Yeas 41; Nays 47.

Yeas:

Mr. Speaker	Brooks	Davis	Ferrell
Bradford	Burkhalter	Dement	Gilchrist
Brassell	Callahan	Dickson	Gilmer
Broadfoot	Cox	Edwards (Escambia)	Gist

Gregory	Johnson (Tallapoosa)	Love	Oden
Hain	Kelly	McLendon (Bullock)	Reynolds
Hardy	Kirkham	Mathews	Roberts
Holliman	Law	Mathison	Selman
Hunt	Lee (Lawrence)	Money	Shumate
Jenkins	Locke (Perry)	Nettles	Windle
Johnson (Elmore)			

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*Nays:*

Messrs.:	Grouby	Lee (Barbour)	Ramey
Adams (Tallapoosa)	Hall	Locke (Choctaw)	Richardson
Albea	Haltom	McKay	Simon
Ashworth	Hanby	McNider	Speaks
Bassett	Harrison	Martin	Steagall
Boyd	Harvey	Merrill	Stembridge
Branyon	Hawkins	Murphy	Summerlin
Brewer	Hodges	Nice	Thomas
Brown (Lamar)	Kaul	Nolen	Tyson
Edwards (Jefferson)	Kendall	Oakley	Vacca
Franklin	Killough	Payne	Ward
Goodwyn	Lackey	Perry	Wood

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## REPORT OF INTERIM COMMITTEE ON MUNICIPAL GOVERNMENT

Mr. Adams (Tallapoosa), Chairman of the Interim Committee on Municipal Government, appointed pursuant to House Joint Resolution No. 9, approved March 28, 1956, tendered a report to the Legislature with respect to the problems and needs of municipal government.

## INTERIM COMMITTEE REPORT ON MUNICIPAL GOVERNMENT

Received, read and ordered filed.

## RESOLUTIONS

The following resolutions were introduced:

By Mr. Harrison:

H. J. R. 7. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF ALABAMA, THE SENATE CONCURRING:

WHEREAS, the Attorney General of Alabama has established a Legislative Division in the office of the Attorney General for the convenience of the members of the Legislature, to assist them in drafting legislation, and to advise with them on legal questions involved in matters pending before the Legislature; and

WHEREAS, it will better serve the convenience of the members of the Legislature for the Attorney General, the Chief and the Assistant Chief of the Legislative Division in the office of the Attorney General to be able to confer with members of the Legislature while the Legislature is in session:

NOW, THEREFORE, BE IT RESOLVED that the privileges of the floor of both Houses are accorded the Attorney General, the Chief and the Assistant Chief of the Legislative Division in the office of the Attorney General.

The motion of Mr. Harrison to suspend the rules in order to bring up for immediate consideration the above and foregoing H. J. R. 7 was adopted.

Yeas 59; Nays 12.

Yeas:

Messrs.:	Goodwyn	Kaul	Oakley
Albea	Grouby	Killough	Payne
Ashworth	Hall	Kirkham	Perry
Bassett	Haltom	Lackey	Pirkle
Boyd	Hanby	Law	Pruitt
Bradford	Hare	Locke (Choctaw)	Simon
Brannan	Harrison	Love	Speaks
Branyon	Harvey	McKay	Steagall
Burkhalter	Hawkins	McNider	Summerlin
Callahan	Hodges	Martin	Thomas
Dement	Holliman	Merrill	Tyson
Dickson	Huddleston	Money	Vacca
Edwards (Jefferson)	Hunt	Murphy	Ward
Franklin	Johnson (Elmore)	Nettles	Windle
Gist	Johnson (Tallapoosa)	Nolen	Wood

—59

Nays:

Mr. Speaker	Davis	Gregory	Selman
Broadfoot	Edwards (Escambia)	Nice	Shumate
Brown (Lamar)	Ferrell	Oden	Stembridge

—12

And the resolution, H. J. R. 7 was adopted.

Yeas 71; Nays 6.

Yeas:

Mr. Speaker	Gilchrist	Kelly	Payne
Adams (Tallapoosa)	Gist	Kendall	Perry
Albea	Goodwyn	Killough	Pirkle
Ashworth	Grouby	Kirkham	Pruitt
Bassett	Hall	Lackey	Ramey
Boyd	Haltom	Law	Richardson
Bradford	Hanby	Locke (Choctaw)	Simon
Brannan	Hare	Locke (Perry)	Speaks
Branyon	Harrison	Love	Steagall
Brewer	Harvey	McKay	Stembridge
Brooks	Hawkins	McNider	Summerlin
Burkhalter	Hodges	Martin	Thomas
Callahan	Holliman	Merrill	Tyson
Dement	Huddleston	Money	Vacca
Dickson	Hunt	Murphy	Ward
Edwards (Escambia)	Johnson (Elmore)	Nettles	Windle
Edwards (Jefferson)	Johnson (Tallapoosa)	Nolen	Wood
Franklin	Kaul	Oakley	

—71

Nays:

Messrs.:	Davis	Oden	Shumate
Broadfoot	Gregory	Selman	

—6

Also:

By Messrs. Summerlin, Brannan, Kendall, Hall, Solomon and Love:

H. J. R. 8. Whereas, the present maximum federal tax rates on both individual and corporate incomes are extremely high; and

Whereas, this federal tax burden has, in many instances, become so great as to prevent adequate taxation on the part of the states and other

local governments sufficient to enable the various states to properly finance and support the public schools; and

Whereas, the education of the young people of this country is one of the gravest responsibilities and one of the most important functions of government; and

Whereas, the various states are desperately in need of additional funds if adequate educational standards are to be developed and maintained in the public schools, and thereby insure to the children of this great country the proper education to which they are entitled; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING,

(1) That the Congress of the United States is hereby memorialized to enact legislation providing for the payment to each state of one percent of the federal income tax payments collected by the district director of internal revenue from such state, such sum to be paid over to the superintendents of education of the various states by the district director of internal revenue for use in the public schools of the states and for other educational purposes.

(2) That a copy of this resolution be transmitted to the various state superintendents of education, asking them to encourage similar action in their states.

(3) That a copy of this resolution be transmitted to each member of the Alabama delegation to Congress.

On motion of Mr. Summerlin the rules were suspended and H. J. R. 8 was adopted.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Jenkins	Money
Albea	Ferrell	Johnson (Elmore)	Murphy
Ashworth	Franklin	Johnson (Tallapoosa)	Netties
Bassett	Gilchrist	Kelly	Nice
Boyd	Gist	Kendall	Oakley
Bradford	Goodwyn	Killough	Oden
Brannan	Gregory	Kirkham	Payne
Branyon	Grouby	Lackey	Perry
Brassell	Hain	Law	Pirkle
Broadfoot	Hall	Lee (Barbour)	Ramey
Brooks	Haltom	Lee (Lawrence)	Richardson
Brown (Lamar)	Hanby	Locke (Choclaw)	Shumate
Burkhalter	Hardy	Locke (Perry)	Solomon
Callahan	Hare	Love	Speaks
Cox	Harrison	McKay	Steagall
Davis	Hawkins	McNider	Summerlin
Dement	Hodges	Martin	Taylor
Dickson	Holliman	Merrill	Thomas
Edwards (Escambia)	Hunt		

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#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Hawkins to suspend the rules in order to introduce a bill was adopted.

Yeas 65; Nays 1.

Yeas:

Mr. Speaker	Ashworth	Bradford	Brassell
Adams (Tallapoosa)	Bassett	Brannan	Brewer
Albea	Boyd	Branyon	Broadfoot

Brown (Lamar)	Hanby	Law	Pirkle
Burkhalter	Hare	Locke (Choctaw)	Ramey
Cox	Harrison	McKay	Selman
Dement	Hawkins	McNider	Shumate
Edwards (Escambia)	Hodges	Martin	Simon
Franklin	Holliman	Mathews	Speaks
Gilchrist	Huddleston	Mathison	Steagall
Gist	Hunt	Merrill	Stembridge
Goodwyn	Jenkins	Money	Taylor
Gregory	Johnson (Elmore)	Murphy	Tyson
Grouby	Kaul	Oden	Vacca
Hain	Kirkham	Payne	Ward
Hall	Lackey	Perry	Wood
Haltom			
Nay:	Mr. Killough		—65
			—1

## INTRODUCTION OF BILL

The following bill was introduced, read one time and referred to appropriate standing committee, as follows:

By Messrs. Hawkins, Boyd, Gist, Brewer, Gilchrist, Ashworth, Lee (Barbour), Nice, Albea, Speaks, Nolen, Cornett, Oakley, Nettles, Kendall, Locke (Choctaw), Killough, Kirkham, Bassett, Merrill, Faulk, Dickson, Thomas, Pruitt, Kaul, Perry, Edwards (Jefferson), Hodges, Brannan, Adams (Tallapoosa), Harvey, Franklin, Summerlin, Holliman, Brown (Lee), Hardy, Payne, Goodwyn, Hain, Pirkle, Hanby, DeSear, Harrison, McLendon, Crook, Rodgers, Tyson, Roberts, Bradford, Lackey, McKay, Vacca, Johnson (Elmore), Lee (Lawrence), Simon, and Murphy:

H. 13. Regulating the procedure of the state purchasing agent and others in the purchase of personal property and contractual services for the use of any state department, institution, agency, or political subdivision making such purchases through the division of purchases and stores; creating a committee on standard specifications; and prescribing penalties.

Rules.

## ADJOURNMENT

On motion of Mr. Nettles the House adjourned until Friday, May 10, 1957, at ten o'clock A. M.

Yeas 51; Nays 22.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kelly	Payne
Adams (Tallapoosa)	Ferrell	Killough	Perry
Bradford	Franklin	Kirkham	Pirkle
Brassell	Gilchrist	Law	Ramey
Broadfoot	Gist	Love	Selman
Brooks	Gregory	McKay	Shumate
Brown (Lamar)	Hain	Martin	Solomon
Burkhalter	Harvey	Mathews	Steagall
Callahan	Hawkins	Mathison	Stembridge
Cox	Holliman	Money	Taylor
Davis	Hunt	Nettles	Vacca
Dement	Johnson (Elmore)	Oakley	Windle
Dickson	Johnson (Tallapoosa)	Oden	
			—51

Nays:

Messrs.:	Hall	Kaul	Nolen
Albea	Haltom	Kendall	Pruitt
Ashworth	Hanby	Lee (Barbour)	Simon
Brewer	Hardy	McNider	Speaks
Goodwyn	Hare	Merrill	Ward
Grouby	Harrison	Murphy	
			—22

## SECOND DAY

House of Representatives  
Montgomery, Alabama  
Friday, May 10, 1957.

The House met pursuant to adjournment.

## PRAYER

The session was opened with prayer by the Reverend Merle C. Patterson, Minister, First Presbyterian Church, Montgomery, Alabama.

## ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Edwards (Escambia)	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Kaul	Oden
Adams (Tallapoosa)	Faulk	Kelly	Payne
All ea	Ferrell	Kendall	Perry
Ashworth	Franklin	Killough	Pirkle
Bassett	Gilchrist	Kirkham	Pruitt
Boyd	Gilmer	Lackey	Ramey
Bradford	Gist	Law	Reynolds
Brannan	Goodwyn	Lee (Barbour)	Richardson
Branyon	Gregory	Lee (Lawrence)	Roberts
Brassell	Grouby	Locke (Choctaw)	Rodgers
Brewer	Hain	Locke (Perry)	Selman
Broadfoot	Hall	Love	Shumate
Brooks	Haltom	McClendon (Chambers)	Simon
Brown (Lamar)	Hanby	McKay	Solomon
Brown (Lee)	Hardy	McLendon (Bullock)	Speaks
Burkhalter	Hare	McNider	Steagall
Callahan	Harrison	Martin	Stembridge
Cornett	Harvey	Mathews	Stokes
Cox	Hawkins	Mathison	Summerlin
Davis	Hodges	Merrill	Taylor
Dawkins	Holliman	Money	Thomas
deGraffenried	Huddleston	Murphy	Tyson
Dement	Hunt	Nettles	Vacca
DeSear	Jenkins	Nice	Windle
Dickson	Johnson (Elmore)	Nolen	

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A quorum was present.

## REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the first legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

On motion of Mr. Hawkins, the reading at length of the Journal of the House for the first legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the first legislative day was approved.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Elmore)	Nolen
Albea	Edwards (Escambia)	Johnson (Tallapoosa)	Oakley
Ashworth	Ferrell	Kelly	Oden
Bassett	Franklin	Killough	Payne
Boyd	Gilchrist	Kirkham	Pirkle
Bradford	Gist	Lackey	Ramey
Branyon	Goodwyn	Lee (Lawrence)	Reynolds
Brassell	Gregory	Locke (Choctaw)	Richardson
Brewer	Hain	Locke (Perry)	Selman
Broadfoot	Hall	Love	Shumate
Brooks	Halton	McClendon (Chambers)	Simon
Brown (Lamar)	Hardy	McKay	Speaks
Callahan	Harrison	McLendon (Bullock)	Steagall
Cornett	Harvey	McNider	Stembridge
Cox	Hawkins	Martin	Stokes
Davis	Hodges	Mathison	Summerlin
Dawkins	Holliman	Merrill	Taylor
deGraffenried	Huddleston	Murphy	Vacca
Dement	Hunt	Nettles	Windle
DeSear			

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## RESOLUTION

The following resolution was introduced:

By Messrs. Davis and Oden.

H. J. R. 9. Whereas the Governor of Alabama delivered an outstanding message to this body on the first day of this session of the Legislature, and included therein a number of excellent suggestions for legislation for the consideration of this body; and

Whereas it has been made to appear to this body that the failure of the Governor to include any mention of the segregation problem in his message has caused a great deal of chagrin and anguish in certain quarters; and

Whereas the members of this body recall a number of problems which the Governor failed to touch upon in his message—among the more important of which, there might be mentioned the problems of the Fire Ant and the Gaza Strip; and

Whereas the members of this body feel that it is now incumbent upon them to make up for this omission on the part of the Governor, so as to provide some relief for the pain and anguish caused thereby; now therefore,

**BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:**

That there be established a committee to be composed of eight members of the House appointed by the Speaker, and seven members of the Senate appointed by the President of the Senate; and that such committee shall be designated and known as "The Segregation, Fire Ant, and Gaza Strip Committee," and shall have as its purpose and object the function of inquiring into and studying all matters not mentioned by the Governor in his address to this body, and shall devote particular attention to the problems of Segregation, the Fire Ant, and the Gaza Strip. The Segregation, Fire Ant, and Gaza Strip Committee shall file with both Houses of the Legislature a report of its findings in regard to these matters on the thirty-ninth legislative day of this session of the Legislature. The members of the Segregation, Fire Ant, and Gaza Strip Committee shall receive no compensation for their services as such members,



but may always carry in their hearts the knowledge that they have served mankind well and faithfully, that they will have left their foot-prints on the sands of time, and that they will have made their mark in this world, when they solve the problems of Segregation, the Fire Ant, the Gaza Strip, and all other problems not mentioned by the Governor in the aforesaid address.

H. J. R. was read and referred to the Standing Committee on Rules.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends herewith to the House for its consideration:

By Mr. Lamberth:

S. J. R. 7. Be it resolved by the Senate, the House of Representatives concurring, that when the two Houses adjourn today, they adjourn to meet again Tuesday, May 14, 1957 at twelve o'clock Noon.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

On motion of Mr. Hawkins the rules were suspended and the House concurred in and adopted the S. J. R. 7 set out in the above and foregoing Message from the Senate.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Oakley
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallapoosa)	Payne
Ashworth	Ferrell	Kaul	Pirkle
Bassett	Franklin	Lackey	Ramey
Boyd	Gilchrist	Lee (Lawrence)	Reynolds
Bradford	Gilmer	Locke (Choclaw)	Richardson
Branyon	Gist	Locke (Perry)	Selman
Brassell	Goodwyn	McClendon (Chambers)	Shumate
Brewer	Gregory	McKay	Simon
Broadfoot	Hain	McLendon (Bullock)	Solomon
Brown (Lamar)	Hall	McNider	Speaks
Callahan	Haltom	Martin	Steagall
Cox	Hardy	Mathews	Stembridge
Davis	Harvey	Merrill	Summerlin
Dawkins	Hodges	Murphy	Taylor
deGraffenried	Holliman	Nettles	Thomas
Dement	Huddleston	Nice	Tyson
DeSear			

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#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 3. Expressing sympathy to the family of Honorable Robert Tyler Goodwyn, Jr., whose recent death was a great shock and loss to the people of the State of Alabama and especially to the Legislature.

Also:

H. J. R. 5. Extending a most cordial invitation to General Motors, Ford and Chrysler Corporations to locate their plants, or parts of them, in Alabama.

Also:

H. J. R. 6. Expressing regret at the passing of The Honorable Michael Thomas Murphy, and extending sympathy to the surviving members of his family.

J. E. SPEIGHT,  
Secretary.

### INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Messrs. Grouby, Hare, Steagall, Fite, Haltom, Brassell, Gilchrist, deGraffenried, Nice, Selman, Albea, Edwards (Escambia), Law, Simon, Mathews, Tyson, Summerlin, Wood, Merrill, Perry, Cornett, Hodges, Brannan, Ward, Crook, Money, Brooks, Ferrell, Oden, Dickson, Goodwyn, Stokes, Pirkle, Love, Brown (Lee), Murphy, Huddleston, Roberts, McLendon, Hain, DeMent, Nolen, McNider, Bradford, Kelly, Reynolds, Hawkins, Lee (Lawrence), Stenbridge, Jenkins, Rodgers, Lackey, Locke (Choctaw), Branyon, Mathison, Davis and Vacca:

H. 14. To provide rules and prescribe forms governing procedure and practice in the circuit court and courts of full like jurisdiction and in any other court whose judgments, orders, or decrees are appealable directly to the Supreme Court or to the Court of Appeals, in actions and suits of a civil nature, whether cognizable at law or in equity.

Judiciary.

By Mr. Grouby:

H. 15. To amend Section 122, as amended, Title 51, Code of Alabama, 1940:

Ways and Means.

By Messrs. Tyson, Roberts, Kaul and Grouby:

H. 16. Relating to the small loan business: To define and regulate the business of lending in amounts of \$500 or less; to authorize the licensing of persons engaged in such business; to permit such licensees to make charges at a greater rate than lenders not licensed hereunder; to prescribe maximum rates of charge which licensees are permitted to make; to provide for the administration and enforcement of this Act and for the issuance of regulations and orders therefor; to authorize the making of examinations and investigations and the publication of reports thereof; to provide for a review of administrative acts hereunder; to prescribe penalties for violations of the Act; and to repeal conflicting provisions of Act No. 159, H. 233, approved June 23, 1945 (General Acts of Alabama, 1945, page 200).

Business and Labor.

By Mr. Grouby (with notice and proof):

H. 17. Relating to the municipality of Prattville in Autauga County: To alter and rearrange the boundaries of the City.

Local Legislation No. 1.

Notice and Proof H. 17:

### NOTICE A BILL TO BE ENTITLED AN ACT

Relating to the municipality of Prattville in Autauga County: To alter and rearrange the boundaries of the City.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundary lines of the municipality of Prattville in Autauga County are hereby altered and rearranged to include within the corporate limits of the city the following described land lying and being in Township 17, Range 16, Autauga County:

The southeast quarter of the northeast quarter of Section 20—40 acres; the southwest quarter of the northwest quarter of Section 21—40 acres; the west half of the southeast quarter of the northwest quarter of Section 21—20 acres; the northwest quarter of the southwest quarter of Section 15—40 acres; the northeast quarter of the southwest quarter of Section 15—40 acres; all of the southeast quarter of Section 15 west of Pine Creek; all of the northeast quarter of Section 15 west of Pine Creek; the southeast quarter of Section 10—160 acres; all of the southwest quarter of the northwest quarter of Section 10 west of the east right of way line of U. S. Highway No. 31, it being all of the southwest quarter of the northwest quarter not heretofore included in the city limits; the south half of the northeast quarter of Section 9—80 acres; the west half of the west half of the southwest quarter of Section 4—40 acres.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

29M4c

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF AUTAUGA

Before me, the undersigned authority in and for said County in said State, this day personally appeared Mrs. H. M. Doster, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was Publisher of the Prattville Progress, a newspaper of general circulation published in Autauga County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on March 29th, April 5th, April 12th and April 19th, all in the year 1956.

Mrs. H. M. Doster.

Sworn to and subscribed before me May 7th, 1957.

Fannie Goldfield,  
Title, Notary Public.

By Messrs. Lee (Barbour), Boyd, Oakley, Nettles, Hall, Locke (Choc-taw), Hare, Taylor, Shumate, Payne, Mathews, Killough, Kendall, Albea, Windle, Ramey, Branyon, Martin, Steagall, Kirkham, Edwards (Escambia), Bassett, Mathison, Stokes, Merrill, McNider, Dickson, Lee (Lawrence), Ferrell, Thomas, Davis, Pruitt, Perry, Oden, Gist, Edwards (Jefferson), Ashworth, Harvey, Law, McKay, Summerlin, Reynolds, Hodges, Pirkle, Faulk, Holliman, Franklin, Brannan, Cornett, Hardy, Goodwyn, Lackey, Harrison, Crook, McLendon, Rodgers, Johnson (Tallapoosa), Bradford, Brooks, Solomon, Jenkins, Hunt, Gilmer, Kelly, Callahan, Hain, Brown (Lamar), Nolen, Wood, Stembridge, Grouby, and Hawkins:

H. 18. To amend further Section 2 of Title 51 of the Code of Alabama, 1940, which relates to exemptions of persons and property from ad valorem taxation.

Ways and Means.

By Messrs. Thomas, Lee (Barbour), Hain, Ashworth, Albea, Payne, Harvey, McLendon, McClendon, DeSear, Lee (Lawrence), Ramey, Hunt, Nettles, Ferrell, Gregory, Locke (Perry), Brassell, Brown (Lamar), Harrison, Reynolds, Hodges, Speaks, Kendall, Brooks, Taylor, Bassett, Nolen, Hare, Bradford, McNider, Oakley, Davis, Pirkle, Jenkins, Johnson (Tallapoosa), Johnson (Elmore), McKay, Franklin, Gilchrist, Broadfoot, Roberts, Windle, Hawkins, Stenbridge, Steagall, Mathews, Cox, Gist, Kelly, Boyd, Gilmer, Locke (Choctaw), Killough, Love, Mathison, Tyson, Cornett, Grouby, Dement, Shumate, Branyon, Fite and Selman.

H. 19. TO REGULATE FURTHER THE REQUIRED POLICY PROVISIONS OF HOSPITAL EXPENSE AND MEDICAL CARE POLICIES; TO PROVIDE FOR INCONTESTIBILITY OF SAID POLICIES; TO AUTHORIZE ENDORSEMENTS EFFECTING ADDITIONAL COVERAGE WITH OR WITHOUT CHANGE IN PREMIUM RATE; TO PRESCRIBE PENALTIES FOR VIOLATION OF THIS ACT; TO PROVIDE FOR THE REPEAL OF CONFLICTING LAWS AND TO ESTABLISH AN EFFECTIVE DATE FOR APPLICATION OF THIS ACT.

Health.

By Messrs. Thomas, Lee (Barbour), Solomon, Stenbridge, Cornett, Mathison, McLendon, Lee (Lawrence) and Harvey:

H. 20. To authorize the Director of Conservation to enter into agreements of reciprocity with Conservation Commissioners and other proper officials of adjoining states concerning the catching or taking of fish. To provide a license tax for non-resident fishermen or citizens of adjoining states which have a reciprocal agreement with Alabama.

Conservation.

By Mr. Ashworth (with notice and proof):

H. 21. Relating to Bibb County, Alabama; levying a license tax on persons and others engaging in selling tangible personal property at retail and on persons and others conducting places of amusement in said county, the said tax to be measured by the gross receipts or gross proceeds of such businesses; levying an excise tax on the storage, use or other consumption in said county of tangible personal property purchased for use, storage or other consumption in said county; specifying sales and transactions that are exempt from the measurement of the said license tax; specifying property the use, storage or other consumption of which is exempt from the said excise tax; providing for payment of said taxes, making reports and maintaining records with respect thereto, the collection of the said taxes, and the enforcement of the provisions of this act; making applicable to the taxes herein levied, and adopting by reference, certain provisions of Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama, as amended; providing the Commissioner of Revenue and the State Department of Revenue shall have all powers and duties respecting the taxes herein levied and the collection thereof that they have under said Articles 10 and 11, as amended; providing for collection of said excise tax by sellers registered under Section 790 of Title 51 of the Code of Alabama of 1940, as amended; providing that the said license tax shall be added to the sales price or admission fee and passed on to the purchaser or person paying the said admission fee; providing for a discount to persons subject to the said license tax and to such registered sellers; providing for a charge by the State Department of Revenue for collecting the taxes herein levied; and providing for the use of the revenues from said taxes.

Local Legislation No. 1.

Notice and Proof H. 21:

## LEGAL NOTICE

Notice is hereby given of the intention to apply for the passage and enactment at the 1957 Regular Session of the Legislature of Alabama of a Bill substantially as follows:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Bibb County, Alabama; levying a license tax on persons and others engaging in selling tangible personal property at retail and on persons and others conducting places of amusement in said county, the said tax to be measured by the gross receipts or gross proceeds of such businesses; levying an excise tax on the storage, use or other consumption in said county of tangible personal property purchased for use, storage or other consumption in said county; specifying sales and transactions that are exempt from the measurement of the said license tax; specifying property the use, storage or other consumption of which is exempt from the said excise tax; providing for payment of said taxes, making reports and maintaining records with respect thereto, the collection of the said taxes, and the enforcement of the provisions of this act; making applicable to the taxes herein levied, and adopting by reference, certain provisions of Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama, as amended; providing the Commissioner of Revenue and the State Department of Revenue shall have all powers and duties respecting the taxes herein levied and the collection thereof that they have under said Articles 10 and 11, as amended; providing for collection of said excise tax by sellers registered under Section 790 of Title 51 of the Code of Alabama of 1940, as amended; providing that the said license tax shall be added to the sales price or admission fee and passed on to the purchaser or person paying the said admission fee; providing for a discount to persons subject to the said license tax and to such registered sellers; providing for a charge by the State Department of Revenue for collecting the taxes herein levied; and providing for the use of the revenues from said taxes.

Be It Enacted by the Legislature of Alabama:

Section 1. Meaning of Terms Used in this Act. All words, terms and phrases that are defined in Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama of 1940, as heretofore amended, shall, where used in this act, have the meanings respectively ascribed to them in said Articles 10 and 11, as heretofore amended, except where the context herein clearly indicates a different meaning. In addition, the following words, terms and phrases where used in this act shall have the following respective meanings except where the context clearly indicates a different meaning: "this state" means the State of Alabama; "Bibb County" means Bibb County in this State; "State Sales Tax statutes" means Article 10 of Chapter 20 of Title 51 of said Code, as heretofore amended, including all statutes heretofore enacted which expressly set forth any exemptions from the computation of the tax levied in the said Article 10 and all other statutes heretofore enacted which expressly apply to, or purport to affect, the administration of the said article and the incidence and collection of the tax imposed therein; "State Sales Tax" means the tax imposed by the State Sales Tax statutes; "State Use Tax statutes" means Article 11 of Chapter 20 of Title 51 of said Code, as heretofore amended, including all statutes heretofore enacted which expressly set forth any exemptions from the computation of the tax levied in the said Article 11 and all other statutes heretofore enacted which expressly apply to, or purport to affect, the administration of the said article and the incidence and collection of the tax imposed therein; "State Use Tax" means the tax imposed by the State Use Tax statutes; "registered seller"

means a person registered with the State Department of Revenue pursuant to Section 790 of Title 51 of said Code, as heretofore amended; "month" means a calendar month; "quarterly period" means the period of three months ending on the last day of each March, June, September and December; and "fiscal year" means the period commencing on October 1 of each calendar year and ending on September 30 of the next succeeding calendar year.

Section 2. Levy of License Tax Measured by Gross Sales or Gross Receipts. Effective on the first day of the month succeeding the month during which this act becomes law, there is hereby levied in Bibb County, in addition to all other taxes of every kind now imposed by law, and shall be collected as herein provided, a privilege or license tax against the person on account of the business activities and in the amount to be determined by the application of rates against gross sales, or gross receipts, as the case may be, as follows:

(a) Upon every person, firm or corporation engaged or continuing, within Bibb County, in the business of selling at retail any tangible personal property whatsoever, including merchandise and commodities of every kind and character (not including, however, bonds or other evidences of debts or stocks), an amount equal to one per cent (1%) of the gross receipts of sales of the business except where a different amount is expressly provided herein; provided, however, that any person engaging or continuing in business as a retailer and wholesaler or jobber shall pay the tax required on the gross proceeds of retail sales of such business at the rates specified, when his books are kept so as to show separately the gross proceeds of sales of each business, and when his books are not so kept he shall pay the tax as a retailer, on the gross sales of the business;

(b) Upon every person, firm or corporation engaged or continuing, within Bibb County, in the business of conducting or operating places of amusement or entertainment, billiard and pool rooms, bowling alleys, amusement devices, musical devices, theaters, opera houses, moving picture shows, vaudeville, amusement parks, athletic contests, including wrestling matches, prize fights, boxing and wrestling exhibitions, football and baseball games (including athletic contests conducted by or under the auspices of any educational institution within this State, or any athletic association thereof, or other association whether such institution or association be a denominational, a state, a county, or a municipal institution or association or a state, county, or city school, or other institution, association or school), skating rinks, race tracks, golf courses, or any other place at which any exhibition, display, amusement or entertainment is offered to the public or place or places where an admission fee is charged, including public bathing places, public dance halls of every kind and description within this State, an amount equal to one percent (1%) of the gross receipts of any such business;

(c) Upon every person, firm, or corporation engaged or continuing, within Bibb County, in the business of selling any automotive vehicle or truck trailer and semi-trailer, an amount equal to one-third of one percent ( $\frac{1}{3}$  of 1%) of the gross proceeds of the sale of said automotive vehicle, or truck trailer and semi-trailer; and

(d) Upon every person, firm or corporation engaged or continuing, within Bibb County, in the business of selling any used automotive vehicle or truck trailer and semi-trailer, where such vehicles are bought for the purpose of resale, an amount equal to one-third of one percent ( $\frac{1}{3}$  of 1%) of the gross proceeds of the sale of said automotive vehicle or truck trailer and semi-trailer; provided, however, that this subsection shall not apply to the sale of any used automotive vehicle or truck trailer or semi-trailer where it was acquired by the retailer as part of the con-

sideration for the sale, trade, or exchange, in this State of any new or used motor vehicle, truck trailer or semi-trailer;

provided, that there are exempted from the provisions of this section and from the computation of the amount of the tax imposed in this section the gross receipts of any business and the gross proceeds of all sales which are presently exempted under the State Sales Tax statutes from computation of the amount of the State Sales Tax.

Section 3. Levy of Excise Tax on Use, Storage and Consumption of Tangible Personalty. An excise tax is hereby imposed on

(a) The storage, use or other consumption in Bibb County of tangible personal property purchased at retail, on or after the first day of the month next succeeding the month during which this act shall become law, for storage, use or other consumption in Bibb County, at the rate of one percent (1%) of the sales price of such property, regardless of whether the retailer is or is not engaged in business in Bibb County or in this State, except as provided in subsection (b) of this section: and

(b) The storage, use, or other consumption in Bibb County of any new or used automotive vehicle, truck trailer or semi-trailer purchased at retail on or after the first day of the month next succeeding the month during which this act becomes law for storage, use or other consumption in Bibb County, at the rate of one-third of one percent ( $\frac{1}{3}$  of 1%) of the sales price of such automotive vehicle, truck trailer or semi-trailer; provided, however, that this subsection shall not apply to the storage, use or other consumption in Bibb County of any used automotive vehicle, truck trailer or semi-trailer purchased at retail in this state if it was acquired by the retailer as part of the consideration for the sale, trade or exchange in this State of any new or used motor vehicle, truck trailer or semi-trailer.

provided, however, that there are exempted from the provisions of this section and the tax imposed in this section the storage, use or other consumption of property the storage, use or other consumption of which are presently exempted under the State Use Tax statutes from the State Use Tax. Subject to the exemptions provided for in the preceding sentence, every person storing, using or otherwise consuming in Bibb County tangible personal property purchased at retail shall be liable for the tax imposed by this section, and the liability shall not be extinguished until the said tax has been paid by such person as herein provided; provided, however, that a receipt from a registered seller given, pursuant to Section 5 of this act, to the purchaser of any property to be used, stored or consumed in Bibb County shall be sufficient to relieve the purchaser from further liability for a tax to which such receipt may refer.

Section 4. Due Dates and Payment of, and Reports Respecting, the Taxes herein levied. The taxes levied in Section 2 of this act shall be due and payable in monthly installments on or before the twentieth day of the month next succeeding the month in which the tax accrues; and the taxes levied in Section 3 of this act shall be due and payable quarterly on or before the twentieth day of the month next succeeding each quarterly period during which the storage, use or other consumption of the tangible personal property became taxable hereunder, each such quarterly period to end on the last days of each of the months of March, June, September and December. All taxes levied in this act shall be paid to and collected by the State Department of Revenue at the same time and along with the collection of the State Sales Tax and the State Use Tax. On or prior to the due dates of the taxes herein levied each person subject to said taxes shall file with the State Department of Revenue a report or return in such form as may be prescribed by the department, setting forth, with respect to all sales and business that are provided in Section 2 hereof to be used as a measurement of the tax levied in said

Section 2, a correct statement of the gross proceeds of all such sales and the gross receipts of all such business and setting forth, with respect to the tax levied in Section 3 hereof, the total sales price of all property, the use, storage or other consumption of which became subject to the tax imposed by said Section 3 during the then preceding quarterly period; provided, however, that said reports shall include also such other items of information pertinent to the said taxes and the amount thereof as the State Department of Revenue may require. Any person subject to the taxes levied in Section 2 hereof may defer reporting credit sales until after their collection, and in the event he so defers reporting them, he shall thereafter include in each monthly report all credit collections made during the month preceding, and shall pay the taxes due thereon at the time of filing such report. All reports or returns filed with the State Department of Revenue under this section shall be available for inspection by the governing body of Bibb County, or its designated agent, at reasonable times during business hours.

Section 5. Collection, Payment and Report by Registered Sellers of Tax Levied in Section 3 hereof. Every registered seller making sales of tangible personal property for storage, use or other consumption in Bibb County (which storage, use or other consumption is not herein exempted from the tax imposed in Section 3 hereof) shall at the time of making such sales or, if the storage, use or other consumption of such tangible personal property in Bibb County is not then taxable under this act, at the time such storage, use or other consumption becomes taxable hereunder, collect the tax imposed by Section 2 of this act from the purchaser, and shall give to the purchaser a receipt therefor in the manner and form prescribed by the State Department of Revenue. On the twentieth day of the month following the close of each quarterly period provided for in Section 4 hereof, each registered seller shall file with the State Department of Revenue a return for the preceding quarterly period in such form as may be prescribed by the department, showing the total sales price of the tangible personal property sold by such registered seller, the storage, use or other consumption of which became subject to the tax imposed by Section 3 of this act during the then preceding quarterly period; and each return shall be accompanied by a remittance of the amount of the tax herein required to be collected by such registered seller during the period covered by the return; provided, that any registered seller may defer collecting the tax with respect to credit sales until collection of the proceeds of such sales may defer reporting credit sales until after their collection, but shall thereafter collect the said taxes along with collection of said credit sales and shall include in each quarterly report all credit collections made during the preceding quarterly period, and shall remit the taxes with respect thereto at the time of filing such report or return. Any person who has paid to a registered seller the tax with respect to the use, storage or other consumption of tangible personal property in Bibb County need not file a report or make any further payment of the said tax, but each person who purchases tangible personal property, the storage, use or other consumption of which is subject to the tax imposed by Section 3 of this act and who has not paid the tax due with respect thereto to a registered seller, shall report and pay the tax as required by Section 4 hereof.

Section 6. Tax to be Passed on to Purchaser, User or Consumer. Each person engaging or continuing within Bibb County in a business subject to the taxes levied in Section 2 of this act shall add to the sales price or admission fee and collect from the purchaser or the person paying the admission fee the amount due by the taxpayer on account of said taxes levied in said Section 2; and every registered seller shall likewise add to the sales price and collect from the purchaser the amount of any tax which such registered seller is required by Section 5 hereof to collect. It shall be unlawful for any person subject to the tax levied in said Section 2 to fail or refuse to add to the sales price or admission fee and to



collect from the purchaser or person paying the admission fee the amount herein required to be so added to the sales or admission price and collected from the purchaser, and it shall likewise be unlawful for any person subject to said tax to refund or offer to refund all or any part of the amount so collected or to absorb or advertise directly or indirectly the absorption or refund of said tax or any portion thereof. It shall likewise be unlawful for any registered seller to fail or refuse to add to the sales price and to collect from the purchaser the amount of the tax imposed by Section 3 of this act or to refund or offer to refund or absorb, or to advertise directly or indirectly the absorption of, said tax or any portion thereof.

Section 7. Enforcement and Collection of Taxes herein Levied; Taxes Constitute a Lien on Property of Persons from whom Due. The taxes imposed by this act shall constitute a debt due Bibb County and may be collected by civil suit, in addition to all other methods provided by law and in this act. The said taxes, together with interest and penalties with respect thereto, shall constitute and be secured by a lien upon the property of any person from whom said taxes are due who is required to collect said taxes. All of the provisions of the revenue laws of this State which apply to the enforcement of liens for license taxes due this State shall apply to the collection of the taxes herein levied, and the State Department of Revenue, for the use and benefit of Bibb County shall collect such taxes and enforce this act and shall have and exercise for such collection and enforcement all rights and remedies that this State or the department has for collection of the State Sales Tax and the State Use Tax. The State Department of Revenue shall have full authority to employ such special counsel as it deems necessary from time to time to enforce collection of the taxes authorized to be levied by this act, and to otherwise enforce the provisions of this act, including any litigation involving this act; and the department shall pay such special counsel such fees as it deems necessary and proper from the proceeds of the taxes collected by it for Bibb County.

Section 8. Adoption by Reference of State Sales Tax Statutes and State Use Tax Statutes, where Applicable. All provisions of the State Sales Tax statutes with respect to payment, assessment and collection of the State Sales Tax, making of monthly reports and keeping and preserving records with respect thereto, interest after due date of tax, penalties for failure to pay tax, make reports or otherwise comply with the State Sales Tax statutes, the promulgation of rules and regulations with respect to the State Sales Tax, and the administration and enforcement of the State Sales Tax statutes, which are not inconsistent with the provisions of this act when applied to the tax levied in Section 2 hereof, shall apply to the tax levied in the said Section 2; and all provisions of the State Use Tax statutes with respect to payment, assessment and collection of the State Use Tax, making quarterly reports and keeping and preserving records with respect thereto, interest after due date of tax, penalties for failure to pay tax, make reports or otherwise comply with the State Use Tax statutes, the promulgation of rules and regulations with respect to the State Use Tax, and the administration and enforcement of the State Use Tax statutes, which are not inconsistent with the provisions of this act when applied to the tax levied in Section 3 hereof, shall apply to the tax levied in the said Section 3. The State Commissioner of Revenue and the State Department of Revenue shall have and exercise all of the same powers, duties and obligations with respect to the taxes levied in Sections 2 and 3 hereof that are imposed on the commissioner and the department, respectively, by the State Sales Tax statutes and the State Use Tax statutes. All provisions of the State Sales Tax statutes and the State Use Tax statutes that are made applicable in this act to the taxes herein levied and to the administration of this act are hereby incorporated herein by reference and made a part hereof as is fully set forth herein.

Section 9. Discounts allowed Retailers and Registered Sellers. Each person subject to the license tax provided for in Section 2 hereof shall be allowed and may retain, out of the taxes levied by said Section 2 and payable by such retailer, a discount equal to two percent (2%) thereof. Each registered seller shall be allowed and may retain, out of the taxes herein required to be collected by such registered seller, a discount equal to three percent (3%) thereof.

Section 10. Disposition of Revenues from Taxes herein Levied. The State Department of Revenue shall make an annual charge to Bibb County for collecting the taxes herein levied, such charge for each fiscal year to be an amount bearing the same relation, and standing in the same ratio, to the total amount of the taxes collected hereunder that the total cost during the same fiscal year of collecting the State Sales Tax and the State Use Tax bears to the total amount of the State Sales Tax and the State Use Tax collected during that fiscal year; and the said annual charge for each fiscal year shall be retained by the State Department of Revenue out of the taxes collected hereunder during September of the same fiscal year. The Commissioner of Revenue shall pay into the state treasury all taxes collected under this act, as such taxes are received by the Commissioner; and on or before the first day of each successive month (commencing with the month following the month in which the Commissioner makes the first collections hereunder), the Commissioner shall certify to the State Comptroller the amount of taxes collected under the provisions of this act and paid by him into the state treasury for the benefit of Bibb County during the month immediately preceding the making of such certificate; provided, however, that before certifying the amount of the taxes paid into the state treasury for the benefit of Bibb County during each September, the Commissioner shall deduct from the taxes collected in said month the aforesaid annual charge of the department for that fiscal year. It shall be the duty of the Comptroller each month to issue his warrants on the State Treasurer, in the amount so certified by the Commissioner of Revenue as having been collected under this act and paid during the then preceding month into the state treasury, and payable as follows: (a) sixty percent (60%) of the amount so certified by the Commissioner of Revenue as having been collected under this act and paid into the state treasury during the then preceding month and shall be paid, and is hereby appropriated, to Bibb County Hospital Board, a public corporation organized in Bibb County under Act No. 46 adopted at the 1949 Regular Session of the Legislature of this State, and (b) the remaining forty percent (40%) of the amount so certified by the Commissioner is hereby appropriated for the school purposes herein-after specified and shall be paid to the custodian of the public school funds of Bibb County. The sixty percent (60%) of the revenues from the taxes herein levied, which is required by this section to be paid to Bibb County Hospital Board shall be used for the following hospital and health purposes: (1) for payment of the principal of and interest on any securities that may be issued by Bibb County Hospital Board under any general law for the purpose of constructing and equipping a county hospital and a county health clinic in Bibb County, including any establishment of reserves for such payment or for redemption of any such securities, including payment of any premium in connection with any such redemption and (2) any surplus of said sixty percent (60%) received by said Bibb County Hospital Board during any fiscal year, in excess of any amount that may be required for that fiscal year for the purposes specified in the preceding clause (1), may be used for constructing, equipping, enlarging, maintaining and operating said hospital and said health clinic. The forty percent (40%) of the said revenues from the taxes herein levied, required under this section to be paid to the custodian of county school funds in Bibb County, shall be used for constructing, rebuilding, enlarging, equipping and repairing public school buildings in Bibb County.

Section 11. Termination of Levy. The levy of taxes herein made shall terminate at midnight on December 31, 1967. All of the provisions of this act pertaining to payment and collection of the taxes herein levied, the making of reports and maintenance of records with respect thereto, and in general the enforcement of this act shall thereafter continue to be effective with respect to the taxes herein levied that shall have accrued hereunder prior to January 1, 1968.

Section 12. Severability Clause. In the event any section, sentence, clause or portion of this act should be declared invalid by any court of competent jurisdiction, such invalidity shall not affect the validity of any of the remaining sections, sentences, clauses or portions of this act, which shall continue effective.

Section 13. Effective Date of Act. This act shall become effective on the first day of the month succeeding the month during which this act shall be approved by the Governor or shall otherwise become law. April 11-18-25-May 2, 1957.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF BIBB

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. W. Oakley, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of The Centreville Press, a newspaper of general circulation published in Bibb County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 11, April 18, April 25, and May 2, all in the year 1957.

J. W. OAKLEY,  
Publisher.

Sworn to and subscribed before me May 4, 1957.

MARVIN HUETT,  
Notary Public.

By Messrs. Ashworth, Thomas and Fite:

H. 22. To amend Section 15 of Title 28, Code of Alabama, 1940, which relates to the making of false-statements by insurance companies.

Judiciary.

By Messrs. Ashworth, Thomas and Fite:

H. 23. To amend Act No. 193, approved July 16, 1953, (General Acts of 1953, page 247) entitled "An Act Relating to insurance: to adopt uniform individual accident and sickness policy provisions, and to repeal all laws in conflict herewith."

Judiciary.

By Messrs. Ashworth, Thomas and Fite:

H. 24. Relating to insurance: Further regulating policies of accident and sickness insurance; defining "industrial" accident and sickness insurance," authorizing the issuance of and prescribing certain provisions of policies of industrial accident and sickness insurance; regulating advertising and soliciting of accident and sickness insurance; prescribing certain duties to be performed by the superintendent of insurance relative to the approval and disapproval of forms of policies of accident and sickness insurance and attachments thereto and of plans of advertising and soliciting such insurance; and prescribing penalties for violations of this Act.

Judiciary.

By Messrs. Killough and Taylor (with notice and proof):

H. 25. To amend Act No. 183, H. 558, approved June 23, 1945 (Local Acts of Alabama, 1945, page 99) which divided Butler County into four commissioner's districts and provided for the election, tenure of office and compensation of commissioners for each of such districts.

Local Legislation No. 1.

Notice and Proof H. 25:

### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF BUTLER

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To amend Act No. 183, H. 558, approved June 23, 1945 (Local Acts of Alabama, 1945, page 99) which divided Butler County into four commissioner's districts and provided for the election, tenure of office and compensation of commissioners for each of such districts.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 2 of Act No. 183, H. 558, approved June 23, 1945 (Local Acts of Alabama, 1945, page 99) entitled "An Act to provide for dividing Butler County into four commissioner districts; to provide for the election of a commissioner for each of such districts; to provide for the tenure of office of such commissioners and to provide the compensation of the commissioners so elected," is hereby amended to read as follows:

"Section 2. District No. 1 shall be composed of the territory now or hereafter embraced in Election Precincts 2, 3, 15, 17, and 19; District No. 2 shall be composed of the territory now or hereafter embraced in Election Precincts 4, 5, 6, 7, 12, and that part of 18 that lies East of U. S. Highway No. 31; District No. 3 shall be composed of the territory now or hereafter embraced in Election Precincts 8, 9, 10, 11, 16, and that part of 18 that lies West of U. S. Highway No. 31; and District No. 4 shall be composed of the territory now or hereafter embraced in Election Precincts 1, 13, and 14."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

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### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF BUTLER

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. G. Stanley, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor and publisher of the GREENVILLE ADVOCATE a newspaper of general circulation published in Butler County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama,

said notice having appeared in the issues of said paper on April 11, April 18, April 25th, and May 2nd, all in the year 1957.

J. G. STANLEY.

Sworn to and subscribed before me May 8, 1957.

PAULINE B. FULTON,  
Notary Public.

By Messrs. Killough, Taylor and Thomas:

H. 26. To regulate the length of logs which may be moved over or across lands of another in all cases in which no stipulation relative thereto is made in the deed or contract by which the timber was conveyed; and to prescribe a penalty.

Judiciary.

By Messrs. Davis, Gregory, Ashworth, Taylor, Killough, Dickson, Brooks, Boyd, Bassett, Nolen, Goodwyn, Hall, Love, Holliman, Kirkham, Oakley, McNider, Bradford, Locke (Choctaw), Tyson, Harrison, Lee (Lawrence), Reynolds, Vacca:

H. 27. To amend further Act No. 703, H. 544, approved September 5, 1951 (Acts of Alabama, 1951, p. 1211), which created state and county departments of public welfare, by prohibiting the payment of aid to dependent children to any unwed mother on behalf of more than one illegitimate child, by requiring eligible children who are illegitimate and who reside with such mothers to be cared for in foster homes or institutions, and by requiring payments of aid to dependent children to be paid in their behalf to the persons in whose care such children have been committed.

Public Welfare.

By Messrs. Taylor and Killough:

H. 28. Relating to motor vehicles; to make it unlawful to operate on any highway in this State certain motor vehicles which are propelled with Diesel fuel, unless such motor vehicles are equipped with a device or contrivance which discharges the exhaust fumes or smoke from the engine at a point not less than eight (8) feet above the surface of the highway; and to prescribe a penalty.

Judiciary.

By Mr. Merrill:

H. 29. To validate and confirm certain decrees heretofore rendered in adoption proceedings.

Judiciary.

By Messrs. Albea, Ashworth, Kendall, Law, Johnson (Elmore), Merrill, Mathews, Perry, Tyson, Brassell, Brewer, Hain:

H. 30. To provide that the marriage of a male person under twenty-one (21) but over the age of eighteen (18) years has the effect of removing the disabilities of minority.

Judiciary.

By Messrs. McClendon and Hunt:

H. 31. To amend Section 10 of the Act approved August 26, 1955, providing for the general revenue and for the withholding of income taxes from wages and salaries (Act No. 289, H. 273, 1955 Acts, p. 661).

Ways and Means.

By Messrs. McClendon and Hunt:

H. 32. To authorize the Director of Conservation to enter into agreements of reciprocity with Conservation Commissioners and other proper officials of adjoining states concerning the catching or taking of fish. To provide a license tax for non—resident fishermen or citizens of adjoining states which have a reciprocal agreement with Alabama.

Conservation.

By Mr. Merrill:

H. 33. To amend Sections 3 and 6 of Title 27, Code of Alabama, 1940, which relate to the adoption of children.

Judiciary.

By Messrs. Hunt, Brewer, Gilchrist, Kelley, Shumate, Edwards (Escambia), Albea, Broadfoot, Hawkins, Branyon, Haltom, Cox, Tyson, Selman, McClendon, Lee (Lawrence), Ferrell, Gregory, Gist, Vacca and Huddleston:

H. 34. Proposing amendments of the Constitution of Alabama fixing the number of representatives in the Legislature and apportioning the membership among the several counties, fixing the number of senators and dividing the State into senatorial districts.

Constitution and Elections.

The above bill was read a first time at length as required by the Constitution.

By Mr. Hunt:

H. 35. To propose an amendment to the Constitution of Alabama relative to the authorization of additional taxes on the taxable property within each school district in each county of the State of Alabama for public school purposes.

Education.

The above bill was read a first time at length as required by the Constitution.

By Mr. Hunt:

H. 36. To appropriate seven million dollars (\$7,000,000) from the Alabama Special Educational Trust Fund in the state treasury for the purpose of providing incentive awards to counties and cities which levy additional taxes for school purposes, and to prescribe the amount of such awards, the purposes for which they may be used and the manner of paying them.

Ways and Means.

By Messrs. Locke (Choctaw), Hanby, Wood and Oden:

H. 37. Levying a county mineral documentary tax or transfer fee to be paid upon leases and instruments creating and transferring severed interest in non-producing oil, gas or other minerals, as herein defined; exempting from all ad valorem taxation all such interests hereinafter created or transferred or hereinafter registered; and repealing Act No. 534 of the Laws of Alabama of 1953.

Judiciary.

By Messrs. Hanby, Oden, Wood, Locke (Choctaw):

H. 38. To amend Section 179 (38) of Title 26 of the Code of Alabama 1940, which relates to the method of appeals from the State Oil and Gas Board of Alabama by filing a suit.

Judiciary.

By Messrs. Hanby, Oden, Wood, and Locke (Choctaw):

H. 39. To amend Section 431 (12) of Title 51 of the Code of Alabama of 1940, which relates to the size of producing oil and gas units for ad valorem tax exemption.

Judiciary.

By Messrs. Hanby, Oden, Wood, and Locke (Choctaw):

H. 40. To provide authority for the Director of Conservation to prescribe rules and regulations for the conducting of geophysical and seismic exploratory work on State-owned lands or water bottoms.

Judiciary.

By Messrs. Hanby, Oden, Wood, and Locke (Choctaw):

H. 41. To authorize the State Oil and Gas Board at their discretion to specify and designate the size of drilling units on State-owned water bottoms South of the Mobile Bay Causeway in Mobile Bay, Mississippi Sound and the Gulf of Mexico.

Judiciary.

By Messrs. Hanby, Oden, Wood, and Locke (Choctaw):

H. 42. To amend paragraph B of Section 179 (33) of Title 26 of the Code of Alabama of 1940 as amended, approved May 22, 1945, which relates to the power of the Board to prescribe rules and regulations; public hearings.

Judiciary.

By Messrs. Hanby, Oden, Wood, and Locke (Choctaw):

H. 43. TO AMEND SECTION 179 (33) PARAGRAPH C OF TITLE 26 OF THE CODE OF ALABAMA 1940, WHICH RELATES TO EMERGENCY RULES, REGULATIONS AND ORDERS OF THE STATE OIL AND GAS BOARD OF ALABAMA.

Judiciary.

By Messrs. Hanby, Oden, Wood, and Locke (Choctaw):

H. 44. To amend Section 179 of Title 26 of the Code of Alabama of 1940, approved May 22, 1945, by adding thereto a new subsection to be subsection (36-a), to grant to the State Oil and Gas Board of Alabama authority to establish unit operation of a pool or pools, or any portion or portions or combinations thereof, in a field for the production of oil or gas, or both; provide the method of establishment thereof; holding of hearings; promulgation of orders in connection therewith; the effect thereof.

Judiciary.

By Mr. Pirkle (with notice and proof):

H. 45. To apply in Cleburne County only; regulating further the taking of fish from public streams and impounded waters; authorizing the taking of catfish by the use of baskets or nets, including wire mesh baskets, on which a privilege license tax has been paid; prohibiting the sale of fish so taken.

Local Legislation No. 1.

Notice and Proof H. 45:

STATE OF ALABAMA  
COUNTY OF CLEBURNE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To apply in Cleburne County only; regulating further the taking of fish from public streams and impounded waters; authorizing the taking of catfish by the use of baskets or nets, including wire mesh baskets, on which a privilege license tax has been paid; prohibiting the sale of fish so taken.

Be It Enacted by the Legislature of Alabama:

Section 1. Any person duly licensed as provided in this Act may take, capture, and kill catfish from the public streams and impounded waters of Cleburne County for his domestic use or consumption by the use of baskets or nets, including wire mesh baskets having a mesh of one inch or more; provided, that no person shall be licensed to fish with more than four such baskets or nets.

Section 2. Any person desiring a license to fish for catfish with baskets or nets, including wire mesh baskets, may apply to the probate judge of Cleburne County, and shall pay a county privilege license tax of one dollar for each basket he proposes to fish, not exceeding four altogether. The probate judge shall issue such license on forms provided by the county governing body, and shall keep a permanent record of all licenses issued and all taxes received. Licenses shall be issued on a calendar year basis, and all licenses issued in any year shall expire on December 31 of each year.

Section 3. All revenues derived from the sale of licenses as provided in this Act shall be used by the county under the direction of the State Department of Conservation solely for stocking the streams and impounded waters in the county with game fish, or for the feeding and cultivation of game fish; provided, the probate judge may retain five per cent of all revenues collected for issuing such licenses and collecting such taxes.

Section 4. It shall be unlawful for any licensee to sell or offer to sell fish taken, captured, or killed in a basket or net, including wire mesh baskets. Any person who violates this section shall be guilty of a misdemeanor and upon conviction shall be punished as prescribed by law; in addition to such scribed by law; in addition to such case shall revoke the license of such person.

Section 5. All laws or parts of laws which conflict with this Act are repealed.

Section 6. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 7. This Act shall become effective immediately upon its passage and approved by the Governor, or upon its otherwise becoming a law.

33-21-4tc(cc)

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF CLEBURNE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Fred Eiland, who, being by me first duly sworn, deposes and says that during the times herein mentioned he



was Publisher of The Cleburne News, a newspaper of general circulation published in Cleburne County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on March 21, March 28, April 4, and April 11, all in the year 1957.

FRED EILAND.

Sworn to and subscribed before me April 25, 1957.

LEVIS BOYD.  
Notary Public.

By Messrs. Stokes, McLendon and Nettles:

H. 46. To amend further Act No. 703, H. 544, approved September 5, 1951 (Acts of Alabama, 1951, p. 1211), which created state and county departments of public welfare, by prohibiting the payment of aid to dependent children to any unwed mother on behalf of any illegitimate child, unless such unwed mother shall have instituted appropriate judicial proceedings, within the time prescribed by law, to determine the paternity of the reputed father of such illegitimate child.

Judiciary.

By Mr. Huddleston (with notice and proof):

H. 47. To amend Act No. 12, H. 7, approved May 24, 1955 (Acts of Alabama, 1955, p. 224), entitled "An Act To regulate the sale of alcoholic beverages in Colbert County."

Local Legislation No. 1.

Notice and proof H. 47:

**STATE OF ALABAMA  
COUNTY OF COLBERT**

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

(4065:2/6/57)

**A BILL  
TO BE ENTITLED  
AN ACT**

To amend Act No. 12, H. 7, approved May 24, 1955 (Acts of Alabama, 1955, p. 224), entitled "An Act To Regulate the sale of alcoholic beverages in Colbert County."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 12, H. 7, approved May 24, 1955 (Acts of Alabama, 1955, p. 224), entitled "An Act To Regulate the sale of alcoholic beverages in Colbert County," is amended to read as follows:

"Section 1. It shall be unlawful for any person, firm, corporation or association to sell or offer to sell any spirituous or vinous liquor or any malt or brewed beverage in Colbert County, except within an incorporated municipality thereof, or within the police jurisdiction of an incorporated municipality thereof. It is provided, however, that malt or brewed beverages packaged in cartons or containers, as marketed by the brewer thereof, may be sold by properly licensed retailers at any place within the county for consumption off the premises of the vendor."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Mar. 8-15-22-29c

### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF COLBERT

Before me, the undersigned authority in and for said County in said State, this day personally appeared L. H. Baker, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the Standard & Times, a newspaper of general circulation published in Colbert County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on Mar. 8th, Mar. 15th, Mar. 22nd, and March 29th, all in the year 1957.

L. H. BAKER.

Sworn to and subscribed before me May 7th, 1957.

SUE H. NATHAN,  
Notary Public.

By Mr. Huddleston:

H. 48. To define, regulate and license barbers, barber apprentices and barber shops, barber colleges and like businesses, to create a State Board of Barber Examiners, define their powers and duties, fix their compensation, fix and prescribe license fees for barbers, barber apprentices, barber shops, barber colleges and like businesses, to eliminate the operation of this act in certain counties, to prescribe penalties and punishment for the violation of this act.

Health.

By Mr. Huddleston:

H. 49. Proposing an amendment to the Constitution of Alabama: To authorize the several school districts of Colbert County to levy and collect a special school tax of fifty cents on each one hundred dollars worth of taxable property.

Local Legislation No. 1.

The above bill was read a first time at length as required by the Constitution.

By Mr. Huddleston:

H. 50. To name the State Teachers' College at Florence.

Public Welfare.

By Mr. Huddleston (with notice and proof):

H. 51. To permit any bank or branch bank located in Colbert County to establish in the municipality of Cherokee, Alabama, one branch bank, branch agency, additional office, or branch place of business in addition to all other branches, agencies, offices, or places of business authorized by law, subject to the approval of the State Superintendent of Banks.

Local Legislation No. 1.

Notice and Proof H. 51:

STATE OF ALABAMA  
COUNTY OF COLBERT

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

(4065:2/6/57)

A BILL  
TO BE ENTITLED  
AN ACT

To permit any bank or branch bank located in Colbert County to establish in the municipality of Cherokee, Alabama, one branch bank, branch agency, additional office, or branch place of business in addition to all other branches, agencies, offices, or places of business authorized by law, subject to the approval of the State Superintendent of Banks.

Be It Enacted by the Legislature of Alabama:

Section 1. Any bank or branch bank located in Colbert County may establish, maintain, and operate in or at Cherokee in said county one branch bank, branch agency, additional office, or branch place of business in addition to all other branches, agencies, additional offices, or branch places of business authorized by law; provided that such bank or branch bank, before the establishment of the additional branch, agency, office, or place of business authorized by this Act, shall first secure the written consent thereto of the Superintendent of Banks of the State of Alabama.

Section 2. If any provision of this Act, or the application thereof to any person or circumstances is held invalid or inoperative, the remainder of the Act and the application thereof to any other person or circumstance shall not be affected thereby.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Mar. 8-15-22-29c

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF COLBERT

Before me, the undersigned authority in and for said County in said State, this day personally appeared L. H. Baker, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the Standard & Times, a newspaper of general circulation published in Colbert County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on Mar. 8th, Mar. 15th, Mar. 22nd, and March 29th, all in the year 1957.

L. H. BAKER.

Sworn to and subscribed before me May 7th, 1957.

SUE H. NATHAN.  
Notary Public.

By Mr. Franklin:

H. 52. Relating to counties having a population of less than eleven thousand nine hundred inhabitants according to the 1950 or any subsequent decennial census of the United States; to provide for the salary of the county superintendent of Education of such counties.

Local Legislation No. 1.

By Mr. Franklin (with notice and proof):

H. 53. To permit any bank in Coosa County to establish one or more branches, or additional offices or places of business, for the receipt of deposits, payment of checks, lending of money, and doing a general banking business, subject to the approval of the State Superintendent of Banks.

Local Legislation No. 1.

Notice and Proof H. 53:

NOTICE  
A BILL  
TO BE ENTITLED  
AN ACT

To permit any bank in Coosa County to establish one or more branches, or additional offices or places of business, for the receipt of deposits, payment of checks, lending of money, and doing a general banking business, subject to the approval of the State Superintendent of Banks.

Be It Enacted by the Legislature of Alabama:

Section 1. Any bank situated in Coosa County, Alabama, may establish, maintain, and operate within the limits of Coosa County one or more branches, or additional offices or places of business for the receipt of deposits, payment of checks, lending of money, and the doing of a general banking business, provided that such bank, before the establishment of any such branch, or additional office or place of business, shall first secure the written consent thereto of the Superintendent of Banks of the State of Alabama.

Section 2. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

A-4-11-18-25-C

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF COOSA

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. C. Henderson, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Enterprise-Chronicle, a newspaper of general circulation published in Coosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having

appeared in the issues of said paper on April 4, 1957, April 11, April 18, and April 25, all in the year 1957.

J. C. HENDERSON.

Sworn to and subscribed before me April 25, 1957.

T. C. WOLSONCROFT,

Notary Public.

My Commission Expires June 14, 1969.

By Messrs. Summerlin and Love:

H. 54. To amend further Act No. 703, H. 544, approved September 5, 1951 (Acts of Alabama, 1951, p. 1211), which created state and county departments of public welfare, by prohibiting the payment of aid to dependent children to any unwed mother on behalf of more than one illegitimate child.

Public Welfare.

By Messrs. Summerlin, Kendall, Solomon and Love:

H. 55. To amend further Section 104 of Title 51, Code of Alabama (1940), which relates to meetings of boards of equalization.

Ways and Means.

By Messrs. Davis, Oden, Pirkle, Lee (Barbour) and Gregory:

H. 56. To require all vehicles operating on highways and streets anywhere in the State of Alabama to display evidence that the vehicle is covered by liability insurance.

Ways and Means.

By Mr. Davis:

H. 57. To propose an amendment to the Constitution of Alabama relative to the costs and charges of courts and the fees, commissions, percentages, allowances, and compensation of certain officers of Cullman County.

Local Legislation No. 1.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Brown (Lamar), Davis, Branyon and Windle:

H. 58. To regulate further the use of the highways of this State by prescribing certain rules and regulations governing traffic and the operation of vehicles thereon and providing penalties for the violation of the provisions of this Act.

Judiciary.

By Messrs. Steagall, Hain, Haltom:

H. 59. To establish and provide for the maintenance and administration of an Unsatisfied Judgment Fund; providing for payments to certain persons out of the funds for damages resulting from bodily injury or death arising out of the ownership, maintenance or use of motor vehicles in this state; imposing certain duties relative to the administration of this Act on the probate judges, the State Treasurer, the Director of Public Safety and the Attorney General; prescribing certain conditions which must be fulfilled before any driving privilege or any vehicle license, revoked under the Alabama Motor Vehicle Safety-Responsibility Act, may be restored to a driver or owner of a motor vehicle when a judgment against him has been paid from this fund; and providing for payment of the expense of administering this Act.

Judiciary.

By Messrs. Steagall and Hain:

H. 60. Relating to the registration and operation of motor vehicles in this State; to require, as a prerequisite to the registration or operation of a motor vehicle in the State of Alabama, the giving of certain proof of financial security by owners and operators of motor vehicles, as evidenced by a certificate or policy of liability insurance, a financial security deposit, or a financial security bond, or by qualification as a self-insurer, as defined by the Act; to prescribe the powers, duties, and authority of the director of the department of public safety with respect to the administration and enforcement of the Act; to provide for the revocation of licenses and registration of motor vehicles, or drivers' licenses, or the privilege of non-residents of operating a motor vehicle on the highways in this State, in certain cases; to provide for appeals to the circuit court from decisions and orders of the director of the department of public safety; to make an appropriation; to prescribe penalties for violations of the Act; and to repeal conflicting laws.

Judiciary.

By Mr. Steagall:

H. 61. To amend Section 34 of Title 8, Code of Alabama (1940), which relates to licenses for hunting, by exempting persons under the age of sixteen years and over the age of sixty-five years from the requirement for procuring a hunting license.

Conservation.

By Messrs. Hain, Steagall, Thomas, Gilmer, Hardy, Albea, Merrill, Franklin, Johnson (Tallapoosa), Jenkins, Locke (Perry), Cox, Nettles, Kirkham, Holliman, Lee (Barbara), Stenbridge, and Solomon:

H. 62. To amend further Act No. 703, H. 544, approved September 5, 1951 (Acts of Alabama, 1951, p. 1211), which created state and county departments of public welfare, by prohibiting the payment of aid to dependent children to any unwed mother on behalf of more than one illegitimate child, by requiring eligible children who are illegitimate and who reside with such mothers to be cared for in foster homes or institutions, and by requiring payments of aid to dependent children to be paid in their behalf to the persons in whose care such children have been committed.

Public Welfare.

By Messrs. Edwards (Escambia), Selman, Brassell, Law, Kendall, Summerlin, Davis, Love, Ferrell, Payne, Mathison, Brannan, Stokes, McKay, Bassett, Wood, Lee (Barbour), Albea, Harrison, Brooks, Mathews, Hawkins, Adams (Tallapoosa), Solomon, Kelly, Cox, Reynolds, Lackey, and Vacca:

H. 63. To fix the compensation of election officials; amending further Section 198 of Title 17, Code of Alabama (1940), which prescribes the compensation of election officials; repealing Act No. 409, S. 224, approved July 8, 1943 (General Acts of Alabama, 1943, p. 375), which provides additional compensation for election officials in counties and municipalities in which voting machines are used, and all acts amendatory thereof.

Ways and Means.

By Messrs. Edwards (Escambia), Selman, Brassell, Law, Kendall, Summerlin, Davis, Love, Pirkle, Ferrell, Payne, Mathison, Brannan, Stokes, McKay, Bassett, Wood, Lee (Barbour), Albea, Harrison, Brooks, Mathews, Hawkins, Adams (Tallapoosa), Solomon, Kelly, Cox, Reynolds, Lackey, and Vacca:

H. 64. To amend further Section 98 of Title 11, Code of Alabama (1940), which relates to the compensation of jurors.

Ways and Means.

By Mr. Hawkins:

H. 65. Proposing an amendment to the Constitution providing a method for adopting amendments to the Constitution which apply to any political subdivision or subdivisions of the State less than the whole state.

Local Government.

The above bill was read a first time at length as required by the Constitution.

By Mr. Hawkins:

H. 66. To amend Section 199 of Title 7, Code of Alabama (1940), which provides for the service of process on nonresident owner or operator of a motor vehicle through the Secretary of State.

Judiciary.

By Mr. Oden:

H. 67. To amend further Sections 755 and 789 of Title 51, Code of Alabama (1940), which relate to exemptions from the state sales and use taxes, by exempting certain farm implements, equipment, and machinery from such taxes.

Ways and Means.

By Mr. Oden:

H. 68. PERTAINING TO GROUP LIFE INSURANCE: TO REQUIRE CONVERSION PRIVILEGES FOR THE BENEFIT OF PERSONS COVERED UNDER GROUP LIFE INSURANCE POLICIES DELIVERED IN THE STATE, AND TO EXEMPT CERTAIN EXISTING CONTRACTS.

Business & Labor.

By Mr. Oden:

H. 69. Empowering the Superintendent of Banks to require fees for the examination of all State Banks, Credit Unions and Small Loan Companies.

Business and Labor.

By Mr. Oden:

H. 70. To regulate further the execution of certain public contracts, providing for competitive bidding on certain public contracts for labor, services, or work, or for the purchase of materials, equipment, supplies, or other personal property, made by or on behalf of any state or county department, board, bureau, division, commission, committee, institution, corporation, authority, office, or other state or county agency or instrumentality, exclusive of cities and towns.

Business and Labor.

By Mr. Oden:

H. 71. To regulate further the execution of certain public contracts, providing for competitive bidding on certain public contracts for labor, services, or work, or for the purchase of materials, equipment, supplies, or other personal property, made by or on behalf of any state department, board, bureau, division, commission, committee, institution, corporation, authority, office, or other state agency or instrumentality, exclusive of counties, cities, and towns.

Business and Labor.

By Mr. Oden:

H. 72. To regulate further the execution of certain public contracts, providing for competitive bidding on certain public contracts for labor, services, or work, or for the purchase of materials, equipment, supplies, or other personal property, made by or on behalf of any state, county, city or town department, board, bureau, division, commission, committee, institution, corporation, authority, office, or other state, county or town agency or instrumentality.

Business and Labor.

By Mr. Martin:

H. 73. TO PROVIDE FOR A UNIFORM PROCEDURE WITH RESPECT TO THE ISSUANCE AND HANDLING OF EXECUTIONS FOR THE COLLECTION OF ANY AND ALL TAXES BY THE DEPARTMENT OF REVENUE; TO REPEAL EVERY PROVISION OF LAW REQUIRING THE SHERIFF TO FILE A COPY OF AN EXECUTION ISSUED BY THE DEPARTMENT OF REVENUE WITH EITHER THE PROBATE JUDGE OR WITH THE CLERK OF THE CIRCUIT COURT OF HIS COUNTY; TO REPEAL ALL LAWS OR PARTS OF LAWS IN CONFLICT WITH THE PROVISIONS OF THIS ACT; AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ACT.

Judiciary.

By Messrs. Martin, Lee (Barbour), Dement, Kendall, Ramey, Pruitt, Perry, Ferrell, Harvey, Vacca, Albea, Gregory, Mathison:

H. 74. To amend Section 72, Title 45, Code of Alabama, which relates to payment of costs by Board of Corrections.

Ways and Means.

By Messrs. Martin, Lee (Barbour), Dement, Kendall, Ramey, Pruitt, Perry, Ferrell, Harvey, Vacca, Albea, Gregory, Mathison:

H. 75. To amend further Section 325 of Title 15, Code of Alabama (1940), which relates to specifications of legal punishments.

Ways and Means.

By Mr. Stembridge (with notice and proof):

H. 76. To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district Commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio Chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or



the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this act, and especially repealing certain acts designated.

Local Legislation No. 1.

Notice and Proof H. 76:

#### NOTICE OF PROPOSED LEGISLATION

Notice is hereby given that there will be introduced for passage at the regular session of the Legislature of Alabama convening May 7, 1957, a local bill providing in substance as follows:

#### A BILL TO BE ENTITLED AN ACT

ACT NO. ....

To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district Commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio Chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this act, and especially repealing certain acts designated.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby created and established a Board of Revenue and Control for Houston County, Alabama, effective on and after the passage and approval of this bill or act and it becomes a law. The Board of Revenue and Control shall be composed of the Judge of Probate who shall serve as ex officio Chairman, but who shall have no power or authority to vote upon any questions or business before the Board in regular, special or called sessions thereof, until there shall first be a tie vote registered among the District Commissioners present and voting, and five (5) District Commissioners, four (4) of whom are presently serving as Commissioners of Districts one (1) to four (4), respectively, of the Board of Revenue, and who shall hold office and represent the respective districts assigned to them by provisions of Section 2 of this act, as District Commissioners of the Board of Revenue and Control until their successors are elected and qualified. Each of said members of the Board of Revenue and Control shall receive as compensation the sum of \$1,200.00

annually, except the Judge of Probate who as ex officio Chairman shall not receive additional compensation, and shall be paid in equal monthly installments out of the general funds of the county on warrants drawn by the Judge of Probate.

Section 2. That Houston County, Alabama, is hereby divided into five (5) Board of Revenue and Control Districts, as follows: District Number 1 shall embrace and be composed of Beats Number 1, 2, and 4 and shall be represented by the incumbent commissioner, H. A. Hollis; District Number 2 shall embrace and be composed of Beats Number 5, 6, 7, and 11 and shall be represented by the incumbent Commissioner, F. C. Jackson; District Number 3 shall embrace and be composed of Beats Number 10, 12, and 14 and shall be represented by the incumbent Commissioner, W. Harvey Hicks; District Number 4 shall embrace and be composed of Beats Number 8, 9, and 13 and shall be represented by the incumbent Commissioner, G. D. Raley; and District Number 5 shall embrace and be composed of Beat Number 3. The Governor is authorized and empowered to appoint a member of the Board of Revenue and Control, as hereby created, effective upon the bill or act becoming a law, to serve as District Commissioner of District Number 5, and who shall serve until his successor is elected at the General Election to be held on the first Tuesday after the first Monday in November, 1958, and becomes qualified, and who shall receive as compensation the sum of \$1,200.00 per annum payable in the same manner and from the same funds of the County with which the other Commissioners are paid. One member of said Board of Revenue and Control hereby created shall hereafter be nominated and elected by the voters of each of the above-numbered districts, and he shall have been a resident of and a qualified elector in the District for a period of two years time immediately preceeding the General Election to be held on the first Tuesday after the first Monday in November, 1958, and shall continue to reside therein during his continuance in office; and the members elected shall assume the duties of their office on the first Monday after the second Tuesday in January, 1959, following their election, and shall hold office for a period of four (4) years and until their successors are elected and qualified. Candidates for membership on the Board of Revenue and Control for Houston County, Alabama, shall be nominated by the voters of his respective district in the Primary next preceeding the General Election at which time they shall be elected by the voters of his respective district.

Section 3: That the five (5) District Commissioners hereinabove provided for shall, immediately upon assuming office as Commissioners of the Board of Revenue and Control of Houston County, Alabama, elect one from its membership as Vice-Chairman of the Board to act, in the absence of the Judge of Probate as ex officio Chairman, as presiding officer of the said Board of Revenue and Control and who shall, while acting in the official capacity of Vice-Chairman of said Board, have and exercise all of the powers and authority vested by law in the Judge of Probate as ex officio Chairman of the said Board; and the District Commissioner so elected Vice-Chairman shall serve as such until the end of his term of office and shall not receive additional compensation for this additional duty. The presence of three District Commissioners, or of two District Commissioners and the District Commissioner elected to serve as Vice-Chairman of the Board shall constitute a quorum for the transaction of official business at all regular, special or called meetings held.

Section 4. That in case of a vacancy on the Board of Revenue and Control, such vacancy shall be filled by appointment made by the Governor of Alabama, and the person appointed shall hold office for the remainder of the term and until his successor has qualified.

Section 5. That each District Commissioner of the Board of Revenue and Control shall, before entering upon his official duties, be required to

furnish a bond, payable to the State of Alabama in the sum of \$5,000.00 for the faithful performance of his duties; and the Judge of Probate, as ex officio Chairman of said Board shall likewise furnish a bond in the same sum, and all such bonds shall be approved by the Judge of the Circuit Court of the Twentieth Judicial Circuit of Alabama.

Section 6. That the Board of Revenue and Control shall appoint a County Engineer who shall be qualified to practice engineering and land surveying in the State of Alabama, and whose salary shall be fixed by the Board at an amount not to exceed \$7,500.00 per annum payable in monthly installments; and who shall serve at the pleasure of the Board; and provided further that the County Engineer, with the approval of the Board of Revenue and Control, shall employ and fix the compensation of attorneys, all agents, assistants, supervisors, clerical workers, overseers, workmen, and laborers required for the construction, maintenance and repairs of all buildings, roads and bridges within the County, and shall, with the counsel, assistance and approval of said Board, purchase all necessary road machinery, material, teams, tools, supplies, and equipment as hereinafter provided in Section 8 used in and about the work on the County buildings, roads and bridges.

Section 7. That there is hereby conferred upon said Board of Revenue and Control of Houston County, Alabama, and the members thereof, all of the general authority, power and duties now provided or which may hereafter be provided to Boards of Revenue or Commissioners Courts, under the general laws of the State of Alabama, and amendments thereto not inconsistent with the provisions of this Act, and for the acts of said Board equal, several and joint liability are hereby fixed for the members thereof. And in addition to the above duties and powers set out, the members of the Board of Revenue and Control shall in addition to the regular monthly meeting of the Board to be held on the second Monday of each month, they shall be required and it will be their additional duty to hold a meeting of the Board of Revenue and Control on the fourth Monday in each month, and the District Commissioners shall be responsible at all times for making proper inspections of roads and bridges, and other County property lying within his respective district.

Section 8. That no purchase or contract to purchase any road or bridge material, teams, tools, machinery, supplies or equipment shall be made, or any contract for the construction, maintenance or repair or any road let, either by the Board of Revenue and Control or the County Engineer, if the amount involved or the value thereof exceed \$25.00 except to the lowest bidder, and where the amount of purchase or contract to be let, is in excess of \$25.00 and not greater than \$200.00 the Board of Revenue and Control shall have a notice posted on the bulletin board in front of the Courthouse of Houston County, Alabama five (5) days prior to the meeting at which said purchase is to be made, and if the amount of purchase to be made or contract to be let be in excess of \$200.00 notice must be given that bids will be received for such purchase or contract by advertising same for a period of twenty (20) days, by publication for once a week for two (2) consecutive weeks in a newspaper published in Houston County, Alabama. And, in addition to the above notice or notices, if amount be in excess of \$200.00 the Chairman of said Board of Revenue and Control shall give written notice by registered mail with return receipt requested of such contemplated purchase or purchases to at least three (3) merchants or dealers in the goods or materials to be purchased, and where notice of any contract to let, to at least three (3) contractors engaged in the type of work contemplated. Such notice or notices, together with return receipts, must be recorded in and become a part of the minutes of the Board of Revenue and Control of Houston County, Alabama. Provided, however, in case of emergency, for the purchase of machinery parts, no advertisement shall be required as above stipulated. Any and all contracts made and entered into or purchases

made by the Board of Revenue and Control, except for purchases of emergency parts, in violation of terms of this section shall be null and void, and it shall be unlawful for the Probate Judge to issue warrants in payment of same. The Probate Judge must forthwith issue all warrants in payment of all lawful contracts as herein provided.

Section 9. That the compensation for the District Commissioners elected in a manner as hereinabove provided for in the General Election to be held on the first Tuesday after the first Monday in November, 1958, and who will assume the duties of their office on the first Monday after the second Tuesday in January, 1959, shall be \$1,800.00 each per annum payable in equal monthly installments out of the general funds of the County on warrants drawn by the Judge of Probate. Provided, however, that the Judge of Probate, as ex officio Chairman of the Board of Revenue and Control shall not receive any additional compensation for his duties in this capacity.

Section 10. That all laws, both general, special or local, and parts of laws in conflict with the provisions of this Act are hereby expressly repealed, and especially repealing House Local Bill No. 378, approved July 23, 1931, by the Governor of Alabama, and House Local Bill No. 533, approved June 27, 1935, by the Governor of Alabama, and House Local Bill No. 1013, approved September 13, 1935, by the Governor of Alabama, and House Local Bill No. 1014, approved September 13, 1935, by the Governor of Alabama, and Senate Local Bill No. 294 set out on pages 133, 134, 135, and 136 in Local Acts of Alabama in the year 1939, and which became a law under Section 125 of the Constitution, and House Local Bill No. 599, pages 931, 932, 933 and 934, General and Local Acts of Alabama 1949, approved September 19, 1949 by the Governor of Alabama.

Section 11. That if any section, provision, clause or portion of this Act shall be declared, by court of competent jurisdiction, to be invalid or unconstitutional, same shall not be held to effect any other section, provision, clause or portion of this Act, but same shall remain in full force and effect.

Section 12. That this Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

April 8, 15, 22, 29, 1957

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF HOUSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. T. Lane, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the Dothan Eagle, Inc., a newspaper of general circulation published in Houston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 8th, 15th, 22nd, and 29th, all in the year 1957.

J. T. LANE, JR.

Sworn to and subscribed before me May 6, 1957.

B. WALLACE MILLER,  
Notary Public.

By Mr. Stembridge (with notice and proof):

H. 77. To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws.

Local Legislation No. 1.

Notice and Proof H. 77:

STATE OF ALABAMA  
COUNTY OF HOUSTON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The tax assessor of Houston County is hereby authorized and empowered to appoint one chief clerk whose salary shall not exceed twenty-four hundred dollars (\$2400) per annum during the first year of his employment, and one clerk whose salary shall not exceed eighteen hundred dollars (\$1800) per annum during the first year of employment. Each of these clerks shall be entitled to an increase in salary after each year of employment through the first ten years of such employment in an amount equal to five percent of his basic salary; and thereafter each shall be entitled to an additional increase in an amount equal to ten percent of such basic salary after each additional five-year period of employment. Such increases shall be subject to the approval of the tax assessor. The tax assessor is also authorized and empowered to appoint extra clerks and assistants as he deems necessary, but their combined salaries shall not exceed the sum of fifteen hundred dollars (\$1500) per annum.

Section 2. The tax collector of Houston County is hereby authorized and empowered to appoint one chief clerk whose compensation shall be a salary of twenty-four hundred dollars (\$2400) per annum during the first year of his employment, and he may appoint such additional clerks and assistants as he may deem necessary, but their combined salaries shall not exceed the sum of sixteen hundred dollars (\$1600) per annum. The chief clerk shall be entitled to an increase in salary after each year of employment through the first ten years of such employment in an amount equal to five percent of the basic salary; thereafter he shall be entitled to additional increases in amounts equal to ten percent of the basic salary after each additional five-year period of employment. Such increases shall be subject to the approval of the tax collector.

Section 3. The judge of probate of Houston County is hereby authorized and empowered to appoint one chief clerk whose compensation shall be a salary not exceeding thirty-six hundred dollars (\$3600) during the first year of his employment; five clerks, each of whom shall be entitled to an annual salary not exceeding twenty-four hundred dollars (\$2400) during the first year of his employment; and such extra and additional clerks and deputies as may be necessary, but their combined salaries shall not exceed the sum of twenty-four hundred dollars (\$2400) per annum. The chief clerk and the five clerks mentioned herein shall each be entitled to an increase in salary after each year of employment through the first ten years of such employment in an amount equal to five percent of the basic salary; and thereafter each shall be entitled to additional increases after each additional five-year period of employment in amounts equal to ten percent of the basic salary. Such increases shall be subject to the approval of the judge of probate.

Section 4. The clerk of the circuit court of Houston County is hereby authorized and empowered to appoint one chief clerk whose compensation shall be an annual salary of not more than twenty-four hundred dollars during the first year of his employment, and he may appoint such additional clerks and assistants as may be necessary, but their combined salaries shall not exceed the sum of twelve hundred dollars (\$1200) per annum. The chief clerk shall be entitled to an increase in salary after each year of employment through the first ten years of such employment in an amount equal to five percent of the basic salary; and thereafter he shall be entitled to increases in amounts equal to ten percent of the basic salary after each additional five-year period of employment. Such increases shall be subject to the approval of the circuit clerk.

Section 5. The sheriff of Houston County is hereby authorized and empowered to appoint one chief deputy, whose salary shall be forty-two hundred (\$4200) dollars per annum, five additional deputies, each of whom shall be entitled to a salary of thirty-six hundred dollars (\$3600) per annum, one bookkeeper deputy, whose salary shall be thirty-six hundred dollars (\$3600) per annum, one clerk, whose salary shall be thirty-six hundred dollars (\$3600) per annum, and three deputies who shall also serve as jailors and each of whom shall be entitled to a salary of three thousand dollars (\$3000) per annum.

Section 6. The register of the circuit court of Houston County is hereby authorized and empowered to appoint one chief clerk whose compensation shall be an annual salary not exceeding twenty-four hundred dollars (\$2400) during the first year of such clerk's employment. Subject to the approval of the register, such clerk shall be entitled to an increase in salary after each year of employment through the first ten years of such employment in an amount equal to five percent of the basic salary, and thereafter such clerk shall be entitled to an increase in amounts equal to ten percent of the basic salary after each additional five-year period of employment.

Section 7. The deputies, clerks and assistants provided for in this Act shall serve at the pleasure of the appointing officers. Their salaries shall be paid in equal monthly installments from the general fund of Houston County upon separate warrants drawn in the manner provided for the payment of other employees of the county.

Section 8. The salaries or compensation of all deputies, clerks, or assistants who are in the employ of the county officers named in this Act on the effective date of this enactment shall be adjusted immediately upon the passage of this Act; and each of such officers may give each of his clerks, deputies, or assistants full credit for the number of years of employment each has had.

Section 9. The court of county commissioners, board of revenue, or like governing body of Houston County may provide such additional deputies, clerks, and assistants as the officers herein named may require for the efficient conduct of their offices, and their compensation shall be fixed by said court of county commissioners, board of revenue, or other county governing body.

Section 10. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not effect the part which remains.

Section 11. All laws or parts of laws which conflict with this Act are repealed.

Section 12. This Act shall become effective immediately upon its

passage and approval by the Governor, or upon its otherwise becoming a law.

Rep. Bob Stembridge  
Richmond M. Flowers  
State Senator  
35th Senatorial District

April 9, 16, 23, 30, 1957.

### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF HOUSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. T. Lane, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the The Dothan Eagle, a newspaper of general circulation published in Dothan, Houston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 9, April 16, April 23, and April 30, all in the year 1957.

J. T. LANE, JR.

Sworn to and subscribed before me May 4, 1957.

B. WALLACE MILLER,  
Notary Public.

By Mr. Stembridge (with notice and proof):

H. 78. To fix the salary of the Deputy Solicitor for Houston County, Alabama, at thirty-six hundred dollars per year, and to provide for the payment thereof.

Notice and Proof H. 78:

Local Legislation No. 1.

#### STATE OF ALABAMA HOUSTON COUNTY

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

### A BILL TO BE ENTITLED AN ACT

To fix the salary of the Deputy Solicitor for Houston County, Alabama, at thirty-six hundred dollars per year, and to provide for the payment thereof.

Section 1. That the salary of the Deputy Solicitor for Houston County, Alabama, be, and the same is hereby fixed at the sum of thirty-six hundred dollars, per year, payable out of the County Treasury of said County, in monthly installments of three hundred dollars each, as provided by law for payment of salaries out of the General Fund of said County.

Section 2. That all laws or parts of laws in conflict with the provisions of this Act are hereby expressly repealed.

Section 3. That this Act shall be effective immediately upon its passage and approval by the Governor.

Rep. Bob Stembridge,  
Richmond M. Flowers,  
State Senator,  
35th Senatorial District.

April 9, 16, 23, 30, 1957

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF HOUSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. T. Lane, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the The Dothan Eagle, a newspaper of general circulation published in Dothan, Houston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 9, 1957, April 16, 1957, April 23, 1957, and April 30, 1957, all in the years 1957.

J. T. LANE, JR.

Sworn to and subscribed before me May 4, 1957.

B. WALLACE MILLER,  
Notary Public.

By Messrs. Lackey, Edwards (Jefferson), Kaul, Perry, Gregory, Nice, Vacca, McKay, Lee (Barbour), Gist, Boyd, Kendall, Hall, Thomas, Cornett, Goodwyn, Richardson, Merrill, Albea, Harrison, Locke (Choctaw), Nolen, Brewer, Gilchrist, Wood, Mathison, Hardy, Hain, Hunt, Grouby, Callahan, Hanby, Hawkins, Johnson (Tallapoosa), Solomon, Tyson, Hare, deGraffenried, Brannan, Brooks, Kirkham, Nettles, Bradford, Crook, McLendon, Stembridge, Huddleston, Ward, Oden, Haltom, Lee (Lawrence), Ramey, Pruitt, McClendon, Summerlin, Dement, Martin, Windle, McNider, Ashworth, Kelly, Dickson, Taylor, Killough, Bassett, Oakley, Franklin, Locke (Perry), Simon, Payne, Burkhalter, Mathews, Brassell, Pirkle, Edwards (Escambia), Davis, Ferrell, Harvey, Roberts, Reynolds, Money, Faulk, Brown (Lee), Hodges, Johnson (Elmore), Holliman, Speaks and Selman:

H. 79. To provide for a long range survey of the State's educational system, creating the Alabama Education Commission and making an appropriation.

#### Ways and Means.

By Messrs. Lackey, Perry, Kaul, Edwards (Jefferson), Vacca and Nice:  
H. 80. To Amend Section 151 of Chapter 8 of Title 52 of the Code of Alabama of 1940 as amended by Act No. 206 of Acts of the 1943 Session of the Legislature, and as amended by Act No. 418 of the 1951 Regular Session of the Legislature.

#### Local Legislation No. 2.

By Messrs. Perry, Fite, McKay, Lackey and Nice:

H. 81. To provide that all motor vehicle license tags or plates shall be reflectorized and to make an additional appropriation to the Department of Revenue for such tags or plates for motor trucks and trailers for use during the fiscal year, beginning October 1, 1957.

#### Ways and Means.



By Messrs. Nice, Edwards (Jefferson), Perry, Roberts, Speaks, Gist, Vacca, Lee (Lawrence), and Boyd.

H. 82. Providing further for prevention, care, treatment and rehabilitation of alcoholics; authorizing the Commission on Education with Respect to Alcoholism to establish outpatient clinics for limited care and treatment of alcoholics; authorizing the use of hospital beds wherever accessible and certain psychiatric services for the hospitalization and care and treatment of alcoholics; providing for the appointment, duties and compensation of an administrator for the Commission, providing for the appointment, duties and compensation of personnel necessary to carry out the provisions of this Act; and the keeping of records, information and research incident thereto; directing the Commission to investigate the financial condition of alcoholics requesting care and treatment at any of the clinics or other hospitals where beds are accessible, and to assess and collect from any such person that portion of the cost of his or her care and treatment as he or she is financially able to pay; making appropriations for the purpose of carrying out the provisions of this Act.

Ways and Means.

By Messrs. Nice, Edwards (Jefferson), Perry, Vacca and Lackey:

H. 83. To make an appropriation to the use of the Alabama Boys Industrial School for capital improvements.

Ways and Means.

By Messrs. Nice, Roberts, Adams (Tallapoosa), Jenkins and Stembridge:

H. 84. To fix the compensation of certain officers of the Legislature.

Rules.

By Messrs. Perry, Selman, Callahan, Branyon and Kaul:

H. 85. To amend Section 29 of an act known as the "Alabama Coal Mine Safety Law of 1949" (Act No. 207, S. 134, Acts of Alabama, Regular Session 1949, p. 242), to provide for the use of millisecond blasting in conformity with the requirements prescribed by the Bureau of Mines of the United States Department of the Interior.

Business and Labor.

By Mr. Perry:

H. 86. To prescribe a method of making gifts of securities to minors and of regulating the management and control of such gifts during the minority of the donees.

Judiciary.

By Messrs. Perry and Nice:

H. 87. To provide costs and fees to be charged by the Sheriff of a County for handling prisoners arrested at the request of a demanding State for extradition.

Judiciary.

By Mr. Vacca:

H. 88. To provide for the periodic re-examination of persons who are holders of drivers' licenses; to require the successful completion of the examination required of applicants for original drivers' licenses before such licenses may be renewed, at any time hereafter, for more than two consecutive license periods; and to provide for the enforcement of the Act.

Judiciary.

By Messrs. Vacca and Speaks:

H. 89. To provide for the support, operation and maintenance of the Alabama Wing, Civil Air Patrol; making appropriations for such purpose.

Ways and Means.

By Mr. Vacca:

H. 90. TO AMEND SECTION 12, TITLE 51, CODE OF ALABAMA 1940, RELATING TO YOUNG MEN'S CHRISTIAN ASSOCIATIONS

Judiciary.

By Messrs. Vacca and Hodges:

H. 91. To require every city or town that maintains a jail to provide a jailer, keeper, warden, watchman, or attendant therefor when any person is confined therein.

Judiciary.

By Messrs. Vacca, Edwards (Jefferson), Speaks and Hodges:

H. 92. To amend an Act approved August 19, 1949, entitled "An Act To provide for absentee voting in primary, general, special, and municipal elections; Prescribing penalties for violations of the Act and repealing conflicting laws."

Judiciary.

By Messrs. Kendall and Summerlin:

H. 93. To amend further Section 64 of Title 36, Code of Alabama (1940), which relates to the issuance of temporary instruction permits to certain persons for the operation of motor vehicles upon the highways of this State, by providing for the issuance of temporary instruction permits to persons over the age of fifteen years and six months but less than sixteen years of age.

Judiciary.

By Messrs. Kendall, Albea, Killough, Boyd, Davis, Franklin, Oden, Brannan, Stokes, Crook, Faulk, Hawkins and Pirkle:

H. 94. To propose an amendment to the Constitution of Alabama relative to the compensation of the members of the Legislature.

Constitution and Elections.

The above bill was read a first time at length as required by the Constitution.

By Mr. Haltom:

H. 95. To propose an amendment of Article XVIII, Section 286, of the Constitution of Alabama, which relates to the power of the Legislature to provide for the holding of a constitutional convention, by providing for the holding of limited conventions, and by requiring ratification by the electorate of any amendment, alteration, or revision of the existing constitution, or any new constitution, proposed by a convention.

Constitution and Elections.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Haltom and Broadfoot:

H. 96. Proposing an amendment to the Constitution relative to Lauderdale County.

Local Legislation No. 1.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Haltom and Nice:

H. 97. To amend further Section 12 of Title 17, Code of Alabama (1940), which relates to the qualifications for voting.

Constitution and Elections.

By Messrs. Haltom and Nice:

H. 98. Proposing an amendment of Section 178 of the Constitution of Alabama, which relates to the qualifications for voting, to change the residence requirements.

Constitution and Elections.

The above bill was read a first time at length as required by the Constitution.

By Mr. Brown (Lamar) (with notice and proof):

H. 99. To prescribe the salary and the manner of payment thereof of certain deputies sheriff for Lamar County.

Local Legislation No. 1.

Notice and Proof H. 99:

#### NOTICE AND PROOF

#### STATE OF ALABAMA COUNTY OF LAMAR

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To prescribe the salary and the manner of payment thereof of certain deputies sheriff for Lamar County.

Be It Enacted by the Legislature of Alabama:

Section 1. The annual salary of the chief deputy sheriff of Lamar County shall be not less than two thousand seven hundred dollars nor more than three thousand three hundred dollars, to be fixed by the court of county commissioners, board of revenue or other like governing body of the county, and payable in twelve equal monthly installments out of the general fund of said county as the salary of other county employees are paid.

Section 2. The annual salary of the additional deputy allowed the sheriff of Lamar County by Act No. 297, H. 331, approved July 27, 1951 (Acts of Alabama, 1951 page 593), shall be not less than two thousand one hundred dollars nor more than two thousand seven hundred dollars, to be fixed by the court of county commissioners board of revenue or other like governing body of the county, and payable in twelve equal monthly installments out of the general fund of the county as the salaries of other county employees are paid.

Section 3. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this Act are repealed.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

J. A. Brown.  
4-18 4tc

STATE OF ALABAMA  
LAMAR COUNTY

Before me a Notary Public in said County and State, personally appeared Jack Hankins who, being by me first duly sworn, deposes and says that he is Publisher of The Lamar Democrat, which during the times herein mentioned was a newspaper of general circulation published in Lamar County, Alabama, and that the foregoing notice was published without cost to the State of Alabama in said newspaper in the issues thereof published on April 18, April 25, May 2, and May 9, in the year 1957.

JACK HANKINS.

Sworn to and subscribed before me this 9 day of May 1957.

ALTON B. HOLLIS,  
Notary Public.

My commission expires 9-30-58

By Messrs. Brown (Lamar), Branyon, Nettles, Oden, Lee (Lawrence), and Harvey:

H. 100. To amend Section 51 of Title 18, Code of Alabama (1940), relating to the disposition or incumbrance of the property of a cooperative.

Business & Labor.

By Messrs. Roberts, Gist, Hare, Kaul, Tyson, Hain, and Cornett:

H. 101. Relating to the small loan business: To define and regulate the business of lending in amounts of \$500 or less; to authorize the licensing of persons engaged in such business; to permit such licensees to make charges at a greater rate than lenders not licensed hereunder; to prescribe maximum rates of charge which licensees are permitted to make; to provide for the administration and enforcement of this Act and for the issuance of regulations and orders therefor; to authorize the making of examinations and investigations and the publication of reports thereof; to provide for a review of administrative acts hereunder; to prescribe penalties for violations of the Act; and to repeal conflicting provisions of Act No. 159, H. 233, approved June 23, 1945 (General Acts of Alabama, 1945, page 200).

Business & Labor.

By Mr. Brassell:

H. 102. To amend Section 92 of Title 11, Code of Alabama (1940), which relates to constables' fees in criminal cases.

Ways and Means.

By Mr. Brassell:

H. 103. To exempt from ad valorem taxes all real and personal property owned by the American Legion, or any post, chapter, or auxiliary thereof.

Ways and Means.

By Mr. Brassell:

H. 104. To impose an additional fee to be charged upon the issuance of motor vehicle licenses, and to provide for the collection of such fee and the distribution and use of the proceeds thereof.

Ways and Means.

By Mr. Brassell:

H. 105. To amend Section 38 of Title 11, Code of Alabama (1940), which relates to fees allowed justices of the peace.

Judiciary.

By Mr. Brassell:

H. 106. To amend Section 39 of Title 11, Code of Alabama (1940), which relates to the fees allowed to constables.

Judiciary.

By Mr. Fite:

H. 107. To provide further for the development of Marion County, conferring on the governing body of said county additional powers and authority to provide for public schools and other county improvements.

Local Legislation No. 1.

By Mr. Fite:

H. 108. To authorize any county in the State of Alabama now or hereafter owning a water works plant and distribution system or portion thereof to transfer or convey such plant and system or portion thereof to any municipal corporation situated in such county; to provide that such transfer or conveyance may be made without the necessity of an election by the qualified voters of such county, with or without any pecuniary consideration and on such terms and conditions as the governing body of such county may determine; to provide for the authorization of any such transfer or conveyance by resolution of the governing body of such county; and to provide that any such transfer or conveyance may be made without the necessity of approval by the Alabama Public Service Commission or similar regulatory body.

Local Government.

By Mr. Fite:

H. 109. To require non-par banks to have certain words written or printed on their checks, and prescribing penalties for their failure to do so.

Business and Labor.

By Messrs. Oden and Fite:

H. 110. To amend Section 4 of Title 19, Code of Alabama (1940), which relates to the order of the court on filing an application for condemnation, and the notice required to be given the owners of the land sought to be condemned.

Judiciary.

By Mr. Fite:

Hf 111. To provide for the issuance of special license tags, upon the payment of an additional fee of one dollar, to disabled veterans of any armed conflict in which the United States was, is, or shall be engaged against any foreign state, whether as a result of a declared war or not, upon which, in lieu of the numbers now prescribed by law, shall be inscribed the letters "D. V.," and an identifying number as prescribed by the State Department of Revenue.

Ways and Means.

By Messrs. Oden and Fite:

H. 112. To amend Section 91 of Title 36, Code of Alabama (1940), which relates to issuing special permits for the movement of oversize, overweight, overlength, and overwidth vehicles and commodities on State highway of Alabama.

Transportation.

By Messrs. Oden and Fite:

H. 113. Relating to highways; providing that the courts of county commissioners, boards of revenue or other like governing bodies shall erect and maintain necessary warning signs and devices on paved county roads.

Transportation.

By Messrs. Oden and Fite:

H. 114. To amend further Chapter 1 of Title 36, Code of Alabama (1940), so as to require drivers of vehicles to yield the right-of-way to other traffic under certain conditions.

Transportation.

By Messrs. Oden and Fite:

H. 115. To amend Section 91 of Title 36, Code of Alabama (1940), which relates to issuing special permits for the movement of oversize, overweight, overlength, and overwidth vehicles and commodities on State highways of Alabama.

Transportation.

By Mr. Fite (with notice and proof):

H. 116. To create and establish the Marion County Superior Court; to define its jurisdiction and powers; to provide for its officers, their appointment, election, term of office, powers, duties and compensation; to provide that the court shall be open at all times for the transaction of business and to authorize the judge to fix the time for sessions for the trial of cases; to empower the court to prescribe its own rules of pleading, practice and procedure; and to give such rules the force and effect of law; to abolish the Marion County Court and transfer all causes pending therein to the court hereby established; and to provide for the transfer of certain causes pending in the circuit court of Marion County.

Local Legislation No. 1.

Notice and Proof H. 116

STATE OF ALABAMA  
COUNTY OF MARION

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To create and establish the Marion County Superior Court; to define its jurisdiction and powers; to provide for its officers, their appointment, election, term of office, powers, duties and compensation; to provide that the court shall be open at all times for the transaction of business and to authorize the judge to fix the time for sessions for the trial of cases; to empower the court to prescribe its own rules of pleading, practice and procedure; and to give such rules the force and effect of law; to abolish the Marion County Court and transfer all causes pending therein to the court hereby established; and to provide for the transfer of certain causes pending in the circuit court of Marion County.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby established in and for Marion County a court which shall be called the Marion County Superior Court.

Section 2. The court hereby established shall be a court of record and shall have and exercise the following jurisdiction, authority and powers:

(A) Exclusive jurisdiction of matters triable in the county court under general laws.

(B) Unlimited jurisdiction concurrent with the circuit court of such county in all civil and equity matters, including the power and authority to grant divorces, either limited or absolute, to award alimony and effect property settlements in connection with such divorces, and to determine the custody of children.

(C) To issue any and all special and extraordinary writs that the circuit courts or the judges thereof are authorized to issue.

(D) To settle disputes and controversies arising under the Workmen's Compensation Act, and in the administration of estates, the same as in the circuit court.

(E) All other powers and authority that are or that may hereafter be conferred upon the circuit courts or the judges thereof, including the power to punish for contempt, unless otherwise provided in this Act.

Section 3. Immediately after this Act becomes effective the Governor shall appoint a judge of the court who shall hold office until the first Monday after the second Tuesday in January 1963. At the general election in 1962, and every six years thereafter, a judge of the court shall be elected for a term of six years beginning on the first Monday after the second Tuesday in January next following his election. The judge of this court shall before entering upon the duties of the office take the oath prescribed by law to be taken by judges of the circuit courts in Alabama. The judge of the court shall be a qualified elector of the county not less than twenty-five years of age, and shall be learned in the law. He shall devote his time to the duties of his office, and shall be barred from the practice of law in any court during his term as judge of the court hereby established. He may be removed from office in the manner and for the causes now provided by law for the removal of circuit judges.

Section 4. The clerk of the circuit court of the county shall be by virtue of his office clerk of the Marion County Superior Court, and shall have the same powers and discharge the same duties as clerks of the circuit courts. He shall be subject to the same pains and penalties with regard to the duties of the office, and shall be entitled to the same fees, commissions and emoluments as are now, or as may hereafter be allowed to circuit clerks of Alabama, which shall be collected as such fees and commissions are collected in the circuit courts, except that in civil matters where suit is brought for one hundred dollars (\$100.00) or less, only the fees and commissions allowed by law to justices of the peace shall be collected. The register of the circuit court of Marion County shall by virtue of his office be the register of the Marion County Superior Court. He shall be subject to the same pains and penalties with regard to the duties of the office and shall be entitled to the same fees and commissions as are now, or as may hereafter be allowed to the registers of circuit courts, which shall be collected as such fees and commissions are collected in circuit courts.

Section 5. The judge of the Marion County Superior Court shall receive a salary of five hundred dollars per month payable out of the county treasury.

Section 6. The county or deputy solicitor appointed or elected for the county shall represent the State in all criminal cases in said court.

Section 7. The Marion County Superior Court shall be held at the

court house of the county, and shall be open at all times for the transaction of business. In case of sickness or disqualification of the judge of the court, the law applicable to the appointment and service of special judges in the circuit court shall apply. The judge of this court shall be subject to the same penalties for failure to attend upon the court as are circuit judges of this State. The judge of the court shall keep an office in the court house of the county, or at such other suitable place as may be provided by the governing body of the county. It shall be the duty of the governing body of the county to provide such office and supply the same with telephone service and office supplies. Such office furniture, furnishings, fixtures, law library, and equipment as may be necessary to enable the judge of said court efficiently to conduct the affairs of his office shall be provided by the State Department of Finance, the expense of which shall be paid from any available funds appropriated to pay the expenses of circuit courts, circuit judges, or solicitors, or appropriated to purchase equipment.

Section 8. The judge of the court may determine and fix the time of holding sessions of the court for the trial of all cases, civil, criminal and equity; provided that all cases shall be called for trial at least once every thirty days. However, this section shall not be construed to prevent the continuance of any case in said court, by agreement of counsel or the parties on good cause shown to the court, and when any cause is so continued to a specified time either for a cause shown to the court, or by agreement of the parties or counsel, it shall not be necessary to call said case until the expiration of the time to which it has been continued. And provided further, that the court shall have the right and power to call extraordinary sessions of said court whenever in the judgment of the court the same are necessary.

Section 9. All cases tried in the Marion County Superior Court shall be tried by the judge without a jury. The judge shall decide all questions of law and fact. Any party aggrieved by a decision in any civil case cognizable by justices of the peace may appeal at any time within five days after rendition of the judgment, to the circuit court, in the manner provided for appealing judgment rendered by justices of the peace. In any other civil case, if the defendant is entitled to a trial by jury under the Constitution, he may demand a jury trial by endorsement on the initial pleading filed, and thereupon the clerk of the court shall transfer the cause to the circuit court. Upon such transfer, the jurisdiction of the circuit court shall attach in said cause, and the jurisdiction of the Marion County Superior Court shall cease and terminate. The cause shall then stand regularly for trial in the circuit court. Unless a defendant demands a jury as herein provided, he shall be deemed to have waived a trial by jury.

Section 10. Appeals from judgments of the Marion County Superior Court cases may be taken directly to the Supreme Court or the Court of Appeals in the same manner and within the same time that appeals are now taken from judgments in such cases in the circuit courts of the State.

Section 11. Upon conviction in a criminal case, the defendant shall have the right of appeal to the circuit court of Marion County, on entering into bond, with sufficient surety, to appear at the term of the court to which the appeal is taken, and from term to term until discharged, the bond to be in such penalty as the judge of the court may prescribe, and to be approved by the judge or clerk of the court. If the defendant does not make the bond required, he shall remain in custody and may, within ten days after taking said appeal, demand a trial by jury in the circuit court; otherwise, said case shall be tried by the circuit court without a jury.

Section 12. All cases on the non-jury docket and all cases on the equity docket now or hereafter pending in the circuit court of Marion



County may, by agreement of the parties thereto, be transferred from the Circuit Court to the Marion County Superior Court. Likewise, all cases on the non-jury docket, and on the equity docket, hereafter pending in the Marion County Superior Court may, by agreement of the parties thereto, be transferred from the Marion County Superior Court to the circuit court of Marion County. In all cases, non-jury and equity, now or hereafter pending in the circuit court of Marion County, wherein a judgment by default, nil dicit, or decree pro confesso has been rendered, the same may be transferred from the circuit court to the Marion County Superior Court for final judgment or decree on motion of the plaintiff or complainant. In all cases, non-jury or equity, now or hereafter pending in the Marion County Superior Court, wherein a judgment by default, nil dicit, or decree pro confesso has been rendered, the same may be transferred from the Marion County Superior Court to the circuit Court for final judgment or decree on motion of the plaintiff or complainant.

Section 13. The judge of the Marion County Superior Court shall have plenary power to adopt and enforce rules governing pleading, practice and procedure in the court, including the right to prescribe forms therefor. He may adapt to the needs of the court and incorporate into the rules of the court any or all rules relative to pleading, practice and procedures in the federal courts and the courts of other states, and such rules when adopted and promulgated shall have the force and effect of law, and shall supersede conflicting rules governing pleading, practice and procedure in other courts in the State. The rules of practice and procedure in the circuit courts of the State shall govern the pleadings, practice and procedure in the court hereby established, except as herein otherwise provided.

Section 14. The sheriff of the county shall in person or by deputy or deputies appointed by him, said appointment to be approved by the judge of said court, attend upon the court, preserve order, execute all writs of process and perform such other duties in all respects as in the circuit court of this State. For service of the processes of the court, the sheriff shall receive such compensation as he receives under the law of the State of Alabama, or any laws enacted in the future by the Legislature of Alabama, for the compensation of the sheriff for similar services in the circuit court, except as herein otherwise provided.

Section 15. The judge of the Marion County Superior Court shall adopt a seal for the law side of the court, which shall be kept in the custody and under the control of the clerk.

Section 16. The judge of the Marion County Superior Court shall adopt a seal for the equity side of the court, which shall be kept in the custody and under the control of the register.

Section 17. The judge of the court shall appoint a competent person capable of taking the proceedings of said court in shorthand as the full-time official reporter for the court. The court reporter shall be removable at the discretion of the judge. His duties shall be the same as those required by law of reporters for the circuit courts of the State; he shall receive the same rate of compensation for transcribing the testimony or other proceedings as is now provided for the circuit court reporter, and shall also receive fifty dollars a month and five dollars (\$5.00) for each half-day or fraction thereof he is engaged in taking testimony or other proceedings of the court, such salary and compensation shall be paid out of the county treasury.

Section 18. It shall be the duty of the clerk of the court to keep a record upon which shall be recorded all affidavits made before the judge or clerk of said court, or returnable by a justice of the peace or judge of an inferior court in the county to the court; and if any affidavit should

be lost or destroyed, a certified copy of the record shall be used the same as the original affidavit.

Section 19. The Marion County Court is hereby abolished. The jurisdiction and authority formerly vested in said court is hereby transferred to and shall hereafter be exercised by the Marion County Superior Court. All cases pending in Marion County Court when this Act becomes law shall immediately become pending upon the docket of the Marion County Superior Court as though originally brought in said court. All judgments heretofore rendered by the Marion County Court shall continue in force and effect and shall be enforced by the Marion County Superior Court as if they had been rendered by such court.

Section 20. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 21. All laws or parts of laws which conflict with this Act are repealed.

Section 22. This Act shall become effective upon its passage and approval by the Governor, or upon its otherwise becoming a law.

RANKIN FITE.  
4t 1-24ch

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF MARION

Before me, the undersigned authority in and for said County in said State, this day personally appeared Robert E. Bonham, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor & Publisher of The Marion County News, a newspaper of general circulation published in Marion County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on January 24th, January 31st, February 7th, and February 14th, all in the year 1957.

ROBERT E. BONHAM.

Sworn to and subscribed before me Feb. 15, 1957.

LEOTA MITCHELL,  
Notary Public.

By Messrs. Simon and Murphy (with notice and proof):

H. 117. Relating to Mobile County; providing further for the government of the county; abolishing the board of revenue and road commissioners, and creating a county commission in lieu thereof; providing for the selection of the members of the commission, and prescribing their qualifications, terms, and compensation; providing for the organization and jurisdiction of the commission, and the powers and duties of its individual members.

Local Legislation No. 1.

Notice and Proof H. 117:

#### LEGAL

##### STATE OF ALABAMA COUNTY OF MOBILE

Notice is hereby given that a bill substantially as follows will be in-

roduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Mobile County; providing further for the government of the county; abolishing the board of revenue and road commissioners, and creating a county commission in lieu thereof; providing for the selection of the members of the commission, and prescribing their qualifications, terms, and compensation; providing for the organization and jurisdiction of the commission, and the powers and duties of its individual members.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby created, and shall be established on the first Monday after the second Tuesday in January, 1961, the county commission of Mobile County, which shall be in lieu of the board of revenue and road commissioners of Mobile County and shall be composed of a president and two associate commissioners. The board of revenue and road commissioners is continued as the governing body of the county until the county commission is established as provided in this act. Upon the establishment of the county commission, the board of revenue and road commissioners shall be abolished.

Section 2. (a) Members of the commission shall be elected at the general election to be held in November, 1960, and every four years thereafter, by the qualified electors of the entire county. In all primary and general elections held to choose members of the commission, the ballots shall separately designate and specify the places on such commission by number, and each candidate shall designate in the announcement of his candidacy the number of the place for which he is a candidate. Members of the commission must be qualified electors of Mobile County, but commissioner number one must be a resident of the City of Mobile and commissioner number two must be a resident of the territory lying outside the corporate limits of the City of Mobile. Commissioner number three may reside any place within the county. The members so elected shall hold office for terms of four years from the first Monday after the second Tuesday in January next following their election, and until their successors are elected and qualified.

(b) Every four years, the members of the commission shall elect one of their number as president of the commission at the first regular meeting held after their taking office. The person so elected shall serve as president during his term as a member of the commission, and until his successor is elected and qualified. Vacancies on the commission shall be filled by appointment by the Governor, but the office of president of the commission shall be filled by the members thereof.

Section 3. Except as otherwise provided in this Act, the county commission of Mobile County shall have all the jurisdiction and powers which are or may hereafter be by law vested in the courts of county commissioners, boards of revenue, or other county governing bodies of this State; and the members thereof shall perform all the duties and services and exercise all the powers which are or may be provided by law for the members of courts of county commissioners, boards of revenue, or other county governing bodies of this State.

Section 4. The president of the commission shall be its presiding officer and shall have the same powers and authority as other members in passing upon all questions, and shall sign the minutes of the proceedings of the commission, and shall sign all warrants drawn on the county

treasury, unless in the event of his disability some other member of the commission shall be designated by an appropriate resolution of the board so to do; and it shall be his duty to receive and prepare business and obtain information for the sessions of the commission, to see to the execution of all orders thereof, and to report to the commission all infractions of the revenue law in the county of which he can obtain authentic information. He shall exercise all the powers and perform all the duties required of the judge of probate as to matters coming before the court of county commissioners.

Section 5. The members of the county commission of Mobile County shall devote their full time to the discharge of their official duties. The president of the commission shall receive an annual salary of ten thousand dollars (\$10,000) and each associate commissioner shall receive an annual salary of nine thousand dollars (\$9,000). The salaries of the president and associate commissioners shall be paid in equal monthly installments from any funds in the county treasury available for that purpose, as provided by law, and shall be their entire compensation for the services required of them by this Act.

Section 6. The county commission of Mobile County shall hold regular meetings on the second Monday of every month, and shall remain in session until all business before them is disposed of; and the commissioners may hold such special meetings, upon the call of its president or the two associate commissioners, as may be necessary for the proper discharge of their duties. A majority of the commission shall constitute a quorum for the transaction of business. The commission shall keep complete and accurate written minutes of all meetings, business transacted, and resolutions adopted; and there shall be recorded therein the vote of each member. At each meeting the minutes of the previous meeting shall be read, and all minutes shall be open to public inspection at reasonable times.

Section 7. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 8. All laws or parts of laws which conflict with this Act are repealed.

Section 9. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Press 4/18, 4/25, 5/2, 5/9

OTTO E. SIMON.

Wm. M. Curran being sworn, says that he is auditor of the Mobile Press and The Mobile Register; daily newspapers printed and published in the City and County of Mobile, State of Alabama; and the attached notice appeared in the issue of The Mobile Press, Apr 18, 25 May 2, 9 1957.

W. M. CURRAN.

Sworn to and subscribed before me This 9th day of May 1957

ALVIN A. JOHNSON,  
Notary Public.

By Messrs. Simon, Murphy and Tyson:

H. 118. To amend Title 13, Article 4, Section 179, of the Code of Alabama of 1940.

Judiciary.

By Messrs. Simon, Murphy and Tyson:

H. 119. To apply in counties having a population of not less than 200,000 nor more than 500,000, according to the last or any subsequent federal decennial census: regulating further the commitment of insane persons; authorizing the probate judge to appoint a psychiatrist to examine persons alleged to be insane; providing for the confinement of persons alleged to be insane; providing for the payment by the county of the expenses incurred in carrying out the provisions of this Act.

Local Legislation No. 1.

By Messrs. Simon, Murphy and Tyson:

H. 120. To authorize service of certain notices, subpoenas, citations and other writings by certified mail in lieu of service thereof by registered mail in counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census.

Local Legislation No. 1.

By Messrs. Simon and Tyson (with notice and proof):

H. 121. To amend Section 11 of an act heretofore adopted by the Alabama State Legislature for 1956, which such act is numbered 107 and was approved by the Governor of Alabama on the 14th day of February, 1956 so that the period at the end of said Section 11 shall be changed to a semicolon and following such semicolon the following words and figures shall be added to said Section 11: 'Provided, that the word 'consecutive' years, as the same is herein referred to shall not be construed to prevent a regular employee of the City of Prichard who is otherwise qualified from obtaining credit for consecutive years of services by reason of any leave of absence or other temporary non employment as an employee of the City, if such leave of absence or other non employment shall be approved by the City Council of the City of Prichard.'

Local Legislation No. 1.

Notice and Proof H. 121:

#### LEGAL NOTICE

Notice is hereby given that there will be introduced for passage at The Alabama State Legislature for 1957 a local bill which will be in substance as follows:

#### A BILL TO BE ENTITLED AN ACT

To amend Section 11 of an Act heretofore adopted by the Alabama State Legislature for 1956, which such Act is numbered 107 and was approved by the Governor of Alabama on the 14th day of February, 1956, by striking from the end of said Section 11 the period appearing there and substituting therefor a colon, after which said colon the following words and figures shall appear: 'Provided, that the word 'Consecutive', as the same is herein referred to shall not be construed to prevent a regular employee of the City of Prichard who is otherwise entitled to participate in the municipal employees pension and relief fund from obtaining credit for consecutive years of service by reason of any leave of absence from employment with the City of Prichard, if such leave of absence shall be approved by the City Council of the City of Prichard.'

Be It Enacted by the Legislature of Alabama:

Section 1. That Section 11 of an Act adopted by the Alabama State Legislature for 1956, which such Act bears the number 107 and was ap-

proved by the Governor of Alabama on the 14th day of February, 1956, shall be and the same is hereby amended by striking the period at the end of said Section 11 and substituting a colon therefor, and that after said colon the following words and figures shall appear: 'Provided, that the word 'consecutive' as used in said Section 11 shall not be construed to the effect that any employee of the City of Prichard, otherwise entitled to participate in the municipal employees pension and relief fund shall be penalized or shall have taken from him or her any length of service with the City of Prichard by reason of him or her having obtained a leave of absence or otherwise been temporarily out of the employ of the City of Prichard, and such leave of absence, or other non-employment of said employee shall be approved by the City Council of the City of Prichard.'

Section 2. This Act shall take effect immediately upon passage and approval by the Governor or by its otherwise becoming a law.

G. V. DISMUKES, Mayor.

Attest:

BERNIECE H. CENTANNE,  
City Clerk.

The Citizen: March 21, 28; April 4, 11, 1957

STATE OF ALABAMA  
COUNTY OF MOBILE

Before me, the undersigned authority in and for said State and County, personally appeared Dan Sharp who, being by me first duly sworn, did depose and say as follows:

My name is Dan Sharp. I am Publisher of The Citizen, a newspaper printed and published in the City of Prichard, County of Mobile, State of Alabama, and have the authority to make this affidavit. I further certify that the attached publication was duly made in The Citizen in its issues of March 21, 28, April 4, and April 11, 1957 and that the attached copy is a true and correct copy of the notice as the same appeared in said issues of said newspaper.

DAN SHARP.

Sworn to and subscribed before me on this the 23rd day of April, 1957.

BERNIECE H. CENTANNE,  
Notary Public, Mobile County, Ala.

My Commission Expires 7-22-58

By Messrs. Brannan, Simon, Tyson, Murphy and Summerlin:

H. 122. To provide for payment of that part of the operating expenses of the Gulf States Marine Fisheries Commission which shall be borne by the State of Alabama. To provide from which fund the expenses incident to membership by the State of Alabama in said Commission shall be paid. To provide how such expenses shall be paid. To provide what such expenses shall include. To provide when this Act shall become effective.

Ways and Means.

By Messrs. Simon and Murphy:

H. 123. Relating to the State Board of Education; amending Sections 6, 7, 8, 9, 10, 11, 12, and 13 of Title 52, Code of Alabama (1940); providing for the election of members of said board.

Education.

By Messrs. Simon and Murphy:

H. 124. To amend Section 41 of Title 52, Code of Alabama (1940), by providing for the appointment and qualifications of the state superintendent of education.

Education.

By Messrs. Simon, Murphy and Tyson:

H. 125. To fix the supplemental salaries of circuit judges in circuits composed of one county and having not less than four nor more than nine circuit judges; and to repeal Act No. 21, H. 74, approved May 26, 1955.

Local Legislation No. 1.

By Messrs. Simon and Murphy:

H. 126. Proposing an amendment to the Constitution relative to the state superintendent and board of education, and ordering an election thereon.

Constitution and Elections.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Simon, Murphy and Tyson:

H. 127. To amend Section 1 of an act approved August 3, 1955, entitled "An Act To provide further for the compensation of the circuit solicitor in circuits composed of one county and having not less than four nor more than nine circuit judges," (Act No. 210, H. 699, Acts of 1955, Vol. I, p. 515).

Local Legislation No. 1.

By Messrs. Simon, Murphy and Tyson (with notice and proof):

H. 128. Relating to Mobile County: To amend further Sections 1 and 3 of an Act approved June 28, 1940 (Act No. 594, H. 1044, Local Acts of Alabama, 1939, p. 355), entitled "An Act to place the Sheriff of Mobile County, Alabama, on a salary basis, and to provide the salary to be paid to such officer; to provide the date on which said officer shall be placed on a salary basis; to provide for the manner of payment of said salary of such officer out of the County Treasury of Mobile County, Alabama; to provide deputies, clerks, guards, and other assistants for such officer and to provide the salaries and manner of payment of such salaries for such deputies, clerks, guards and other assistants; to provide for payment into the Treasury of Mobile County, Alabama, of all fees, fines and forfeitures collected by said officer; and to provide for the necessary equipment and supplies for said officer," to provide for the compensation of the chief deputy sheriff; to provide for the appointment and compensation of an assistant chief deputy sheriff and a chief clerk in the office of the sheriff; and to provide for the official bond of the chief deputy sheriff, assistant chief deputy sheriff, and the chief clerk.

Local Legislation No. 1.

Notice and Proof H. 128:

## LEGAL NOTICE

### STATE OF ALABAMA COUNTY OF MOBILE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Mobile County: To amend further Sections 1 and 3 of an Act approved June 28, 1940 (Act No. 594, H. 1044, Local Acts of Alabama, 1939, p. 355), entitled "An Act to place the Sheriff of Mobile County, Alabama, on a salary basis, and to provide the salary to be paid to such officer; to provide the date on which said officer shall be placed on a salary basis; to provide for the manner of payment of said salary of such officer out of the County Treasury of Mobile County, Alabama; to provide deputies, clerks, guards, and other assistants for such officer and to provide the salaries and manner of payment of such salaries for such deputies, clerks, guards and other assistants; to provide for payment into the Treasury of Mobile County, Alabama, of all fees, fines and forfeitures collected by said officer; and to provide for the necessary equipment and supplies for said officer," to provide for the compensation of the chief deputy sheriff; to provide for the appointment and compensation of an assistant chief deputy sheriff and a chief clerk in the office of the sheriff; and to provide for the official bond of the chief deputy sheriff, assistant chief deputy sheriff, and the chief clerk.

Be It Enacted by the Legislature of Alabama:

Sections 1 and 3 of an Act approved June 28, 1940 (Act No. 594, H. 1044, Local Acts of Alabama, 1939, p. 355), entitled "an Act to place the Sheriff of Mobile County, Alabama, on a salary basis, and to provide the salary to be paid to such officer; to provide the date on which said officer shall be placed on a salary basis; to provide for the manner of payment of said salary of such officer out of the County Treasury of Mobile County, Alabama; to provide deputies, clerks, guards, and other assistants for such officer and to provide the salaries and manner of payment of such salaries for such deputies, clerk, guards and other assistants; to provide for payment into the Treasury of Mobile County, Alabama, of all fees, fines and forfeitures collected by said officer; and to provide for the necessary equipment and supplies for said officer," as amended, are amended further to read as follows:

"Section 1. The salary or compensation of the Sheriff of Mobile County, Alabama, shall be twelve thousand dollars (\$12,000) per annum, which shall be paid out of the County Treasury of Mobile County, Alabama, in equal monthly installments at the end of each month, upon warrants drawn in the same manner as other officers and employees of Mobile County, Alabama."

"Section 3. The Sheriff of Mobile County, Alabama, may, after the effective date of this act, employ the following assistants at the following rate of compensation, viz: One (1) chief deputy sheriff to receive six thousand four hundred dollars (\$6,400) per annum; one assistant chief deputy sheriff to receive five thousand four hundred dollars (\$5,400) per annum; not less than eight (8) civil and criminal deputy sheriffs to receive not less than fifteen hundred dollars (\$1,500) each per annum; one (1) civil and criminal deputy sheriff, who shall also act as bailiff of the Inferior Court of Mobile County, Alabama, to receive not less than fifteen hundred dollars (\$1,500) per annum; three (3) part-time deputy sheriffs to receive not less than six hundred dollars (\$600) each per annum; not less than four (4) jail guards to receive not less than fifteen hundred dollars (\$1,500) each per annum; one chief clerk to receive five thousand four hundred dollars (\$5,400) per annum; one (1) office employee to receive not less than eighteen hundred dollars (\$1,800) per annum; two (2) office employees to receive not less than fifteen hundred dollars (\$1,500) each per annum; one (1) office employee to receive not less than nine hundred dollars (\$900) per annum; one (1) jail matron to receive not



less than one thousand dollars (\$1,000) per annum; one (1) kitchen steward to receive not less than nine hundred dollars (\$900) per annum. Each of the foregoing assistants shall receive their compensation in equal monthly installments upon warrants drawn in the same manner as other employees of Mobile County. The power and authority to fix the salaries of each and every assistant herein provided for above the minimum amounts named in this section is hereby conferred on the Personnel Board of the Civil Service System of Mobile County, Alabama; and all assistants affected hereby, except the chief deputy sheriff, the assistant chief deputy sheriff, and the chief clerk, shall be subject to all the terms and provisions of the Civil Service Act relating to Mobile County, said act having been passed at the 1939 Session and being House Bill No. 952 and having been approved September 15, 1939; provided, however, that the chief deputy sheriff, the assistant chief deputy sheriff, and the chief clerk, shall be qualified electors of Mobile County at the time of their appointment and during their continuance in office. The chief deputy sheriff, the assistant chief deputy sheriff, and the chief clerk shall each give bond in an amount to be determined by the Sheriff, such bond to be conditioned as prescribed by law. Nothing herein contained shall be construed as depriving the Personnel Board of the Civil Service System of Mobile County, Alabama, of authority to provide additional assistants for the Sheriff of Mobile County, Alabama."

Section 2. This Act shall become effective immediately upon its passage and approved by the Governor, or upon its otherwise becoming a law.

JOHN M. TYSON  
OTTO E. SIMON

Press Register, March 31, April 7, 14, 21

Wm. M. Curran being sworn, says that he is auditor of the Mobile Press and The Mobile Register; daily newspapers printed and published in the City and County of Mobile, State of Alabama; and the attached notice appeared in the issue of The Mobile Press, Register Mar 31 Apr 7. 14. 21 1957

W. M. CURRAN.

Sworn to and subscribed before me This 6th day of May 1957

ALVIN A. JOHNSON,  
Notary Public.

By Messrs. Tyson, Goodwyn, Adams (Tallapoosa), Stokes, Kendall, Martin, Murphy, Nice and Roberts:

H. 129. To make appropriations for the operation and maintenance of the Legislative Reference Service.

Ways and Means.

By Messrs. Tyson, Hare and Roberts:

H. 130. To amend Section 65 of Title 9, Code of Alabama (1940); providing for the recovery of usurious interest paid.

Business and Labor.

By Messrs. Tyson, Hare and Roberts:

H. 131. To amend further Section 5 of an act approved June 23, 1945 (Act No. 159, H. 233, General Acts of 1945, p. 200), which regulates the business of lending money in amounts of three hundred dollars or less.

Business and Labor.

By Messrs. Dawkins, Hawkins and Hall:

H. 132. Providing further for prevention, care, treatment and re-

habilitation of alcoholics; authorizing the Commission on Education with Respect to Alcoholism to establish outpatient clinics for limited care and treatment of alcoholics; authorizing the use of hospital beds wherever accessible and certain psychiatric services for the hospitalization and care and treatment of alcoholics; providing for the appointment, duties and compensation of an administrator for the Commission, providing for the appointment, duties and compensation of personnel necessary to carry out the provisions of this Act; and the keeping of records, information and research incident thereto; directing the Commission to investigate the financial condition of alcoholics requesting care and treatment at any of the clinics or other hospitals where beds are accessible, and to assess and collect from any such person that portion of the cost of his or her care and treatment as he or she is financially able to pay; making appropriations for the purpose of carrying out the provisions of this Act.

Ways and Means.

By Messrs. Dawkins, Mathews, Hawkins and Hall:

H. 133. To amend Section 10 of Act No. 289, H. 273, approved August 26, 1955 (Acts of Alabama, 1955, Vol. 1, p. 661), which relates to the withholding of state income tax from wages, by providing further for refunds in cases in which there have been overpayments of the tax.

Ways and Means.

By Mr. Dawkins:

H. 134. To provide for licensing manufacturers, distillers, vintners, distributors and producers of alcoholic beverages who sell to the Alabama Alcoholic Beverage Control Board, and to provide for the disposition of monies collected under this act, and to repeal all laws in conflict herewith.

Ways and Means.

By Mr. Dawkins:

H. 135. To amend Section 5, Title 29, Code of Alabama 1940.

Ways and Means.

By Mr. Dawkins:

H. 136. To amend Section 1 of Act No. 248, H. 87, approved August 16, 1955 (Acts of Alabama, 1955, Vol. 1, p. 586), which levies an additional privilege license tax upon any person, firm, or corporation who engages in the business of renting rooms, lodgings, or accommodations to transients, by exempting from the tax any rooms, lodgings, or accommodations supplied for a period of thirty or more continuous days.

Ways and Means.

By Messrs. Goodwyn, Hall and Nolen:

H. 137. To make a deficiency appropriation from the general fund to the use and benefit of the State Board of Education to be used exclusively for vocational education.

Ways and Means.

By Messrs. Goodwyn, Nolen and Hall:

H. 138. To provide a State scholarship program to promote the education of negro nurses; and making an appropriation therefor.

Ways and Means.

By Messrs. Goodwyn, Nolen and Hall:

H. 139. To make an additional appropriation to the Board of Nurses' Examiners and Registration for the purchase of office supplies and equipment.

Ways and Means.

By Messrs. Goodwyn, Nolen and Hall:

H. 140. To provide a State scholarship program to promote the education of nurses; and making an appropriation therefor.

Ways and Means.

By Mr. Goodwyn:

H. 141. Relating to the destruction of public records; authorizing the State Treasurer to destroy cancelled state warrants which have been on file in his office for seven years or more, and to destroy the journals pertaining to such old warrants.

Judiciary.

By Mr. Goodwyn:

H. 142. To provide for the voiding of State warrants outstanding at the close of the fiscal year next following the fiscal year in which they were issued, and for the barring of the claims based thereon.

Judiciary.

By Messrs. Goodwyn, Stokes, Roberts, Brewer, Brown (Lee), Fite, Haltom, Broadfoot, Pruitt, Harrison, Merrill, Steagall, McKay, Hain, Hawkins, Simon, Lackey, Albea, Hall, Nolen, Kendall, Brannan, Brooks, Brassell, Murphy, Tyson, Lee (Barbour), Perry, Vacca, Selman, Dement, and Nice:

H. 143. To amend Section 29 of Title 13 of the Code of 1940 as amended

Judiciary.

By Messrs. Goodwyn, Stokes, Brewer, Roberts, Brown (Lee), Fite, Haltom, Broadfoot, Pruitt, Harrison, Merrill, Steagall, McKay, Hain, Hawkins, Simon, Lackey, Albea, Hall, Nolen, Kendall, Brannan, Brooks, Brassell, Murphy, Tyson, Lee (Barbour), Perry, Vacca, Selman, Dement and Nice:

H. 144. To amend Section 103 of Title 13 of the Code of 1940 as amended

Judiciary.

By Messrs. Goodwyn, Stokes, Tyson, Roberts, Brewer, Brown (Lee), Fite, Haltom, Broadfoot, Pruitt, Harrison, Merrill, Steagall, McKay, Hain, Hawkins, Simon, Lackey, Albea, Hall, Nolen, Kendall, Brannan, Brooks, Brassell, Murphy, Lee (Barbour), Burkhalter, Perry, Vacca, Selman, Dement and Nice:

H. 145. Relating to the compensation of circuit judges in Alabama

Judiciary.

By Messrs. Hall, Goodwyn and Nolen (with notice and proof):

H. 146. To alter, rearrange and extend the boundaries of the City of Montgomery so as to include within the corporate limits thereof certain additional territory located in the North Half of Section 22, Township 16N, Range 18E, Montgomery County, Alabama.

Local Legislation No. 1.

Notice and Proof H. 146:

### LEGAL NOTICE

Notice is hereby given of the intention to apply to the Legislature of Alabama for passage of a law in substance as follows:

A BILL  
TO BE ENTITLED  
AN ACT

"To alter, rearrange and extend the boundaries of the City of Montgomery so as to include within the corporate limits thereof certain additional territory located in the North Half of Section 22, T. 16N, R. 18E, Montgomery County, Alabama.

"Be It Enacted by the Legislature of Alabama:

"Section 1. That the boundaries of the City of Montgomery, in Montgomery County, Alabama, be, and the same are hereby, altered, rearranged and extended so as to include within the corporate limits of said city that certain additional territory lying within the following described boundaries, to-wit:

"Commencing at the Northwest corner of Section 22, Township 16N, Range 18E, Montgomery County, Alabama, running thence East along the North section line of said Section 22 a distance of 1305 feet, thence running South to the North line of the Vaughan Road to a point 1305.4 feet East of the West section line of said Section 22, thence running West along the North line of the Vaughan Road a distance of 1305.4 feet to the West section line of said Section 22, thence running North along the West section line of said Section 22 to the point of beginning.

"Section 2. That this Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law." Jnl. March 12-19-26, April 2.

Montgomery, Alabama

STATE OF ALABAMA  
MONTGOMERY COUNTY

Before me T. A. HARDY a Notary Public in and for the State and County aforesaid personally appeared P. W. Walsh who first being duly sworn according to law deposes and says that: he is Secretary for The Advertiser Company, publishers of The Alabama Journal and that the advertisement of An Act In The Legislature appeared in said publication on Mar. 12, 19, 26, April 2, 1956.

P. W. WALSH,  
Secretary.

Sworn to and subscribed before me this 3 day of April 1956.

T. A. HARDY,

Notary Public Montgomery County Alabama.

By Mr. Goodwyn:

H. 147. To fix the compensation of members of the State Board of Pardons and Paroles.

Ways and Means.

By Messrs. Windle and Davis:

H. 148. Relating to revenue; amending Section 585 of Title 51, Code of Alabama (1940), which prescribes the license tax for operators of saw mills, heading mills, and stave mills.

Ways and Means.

By Messrs. Boyd, Simon, Kendall, Lackey, Thomas, Edwards (Jefferson), Lee (Barbour), Cornett, Kaul, Nolen, Locke (Choctaw), Nice, Nettles, Oakley, Killough, Kirkham, Bassett, Faulk, Dickson, Perry,

DeSear, Tyson, Brannan, Murphy, McClendon, Gilmer, Hain, Albea, Hardy, Holliman, Bradford, Vacca and McLendon:

H. 149. To amend sections 1 & 13 of an act approved September 30, 1947, entitled "An Act Relating to and regulating contracts for public works; and to repeal Chapter 1, Title 50, of the Code of Alabama, 1940, Sections 1 to 15, inclusive" (Act No. 492, H. 778, General Acts of 1947, p. 338), so as to re-define the term "public improvement" and to provide that the advertising requirements of said act shall apply only to contracts involving an amount in excess of five hundred dollars (\$500.00).

#### Rules.

By Messrs. Hodges, Hare, Gilmer, Gist, Jenkins, Cox, Ferrell, Lee (Lawrence), Speaks, Stokes, Vacca, Grouby, Hanby, Lee (Barbour), Thomas, Merrill, Branyon, Harrison, Hawkins, Hain, Harvey, DeSear, Hardy, Steagall, Windle, Stembridge, Albea, Johnson (Tallapoosa), Hall, Oden, Dement, Nettles, McKay and McLendon:

H. 150. To provide for a refund of a portion of the state tax paid on gasoline used exclusively for farming purposes; prescribing the procedure for effecting such refunds; prescribing the powers, duties, and authority of the commissioner of revenue in the administration and enforcement of the Act; defining violations of the Act and prescribing penalties therefor; and repealing Act No. 323, H. 35, approved August 7, 1949.

#### Ways and Means.

By Messrs. Pruitt and Harvey (with notice and proof):

H. 151. For the relief of T. B. Jarman; authorizing the court of county commissioners, board of revenue, or like governing body of Sumter County to appropriate and pay from the general fund of the county the sum of five hundred dollars (\$500) to said Jarman as damages for an injury to his property.

#### Local Legislation No. 1.

Notice and Proof H. 151:

#### STATE OF ALABAMA COUNTY OF SUMTER

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

For the relief of T. B. Jarman; authorizing the court of county commissioners, board of revenue, or like governing body of Sumter County to appropriate and pay from the general fund of the county the sum of five hundred dollars (\$500) to said Jarman as damages for an injury to his property.

Be It Enacted by the Legislature of Alabama:

Section 1. The court of county commissioners, board of revenue, or like governing body of Sumter County is authorized and empowered to appropriate from the general fund of the county and pay to T. B. Jarman the sum of five hundred dollars (\$500) as damages for an injury done to the property of said Jarman on or about November 25, 1953, as a result of a collision between his truck and a truck owned by Sumter County, the county truck being then operated by an employee of Sumter County,

at the intersectoin of Highway No. 39 and the county road that leads from Epes to Sumterville. The claim of said Jarman is a just, equitable, and moral obligation resting on Sumter County, although there is no legal liability imposed upon the county to pay the same, and the said Jarman has no recourse at law to recover damages.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

A 4/4tc

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF SUMTER

Before me, the undersigned authority in and for said County in said State, this day personally appeared William W. Pittman, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor-Publisher of the Sumter County Journal, a newspaper of general circulation published in Sumter County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 4th, April 11th, April 18th, and April 25th, all in the year 1957.

WILLIAM W. PITTMAN,  
Editor-Publisher.

Sworn to and subscribed before me May 3rd, 1957.

R. T. MASSINGILL,  
Notary Public.

My Commission Expires February 16, 1959.

By Messrs. Payne and McKay:

H. 152. To make an appropriation for the use and benefit of the Alabama Institute for Deaf and Blind.

Ways and Means.

By Mr. McKay:

H. 153. To provide further for the development of public recreational programs and facilities: Creating a State Recreation Board, and providing for the creation of a State Recreation Advisory Committee; providing for the appointment of an Executive Director and other employees of the Board; making appropriations to effectuate the purposes of this Act.

Ways and Means.

By Messrs. McKay and Payne:

H. 154. To repeal the act approved July 29, 1955 entitled "An Act To facilitate vehicular traffic in the State by providing for the construction, operation and maintenance of turnpike projects; authorizing the incorporation of Alabama Turnpike Authority and defining its powers and duties, including the power of condemnation; authorizing the Authority to finance turnpike projects by the sale and issuance of its revenue bonds payable solely from its tolls and other revenues and the proceeds of its bonds; providing that no debt of the State shall be incurred in the exercise of any of the powers granted by this act; authorizing the Authority to make rules and regulations for the use of each turnpike project and to collect tolls and other revenues for such use; authorizing the Authority to refund any of its bonds by the issuance of its refunding bonds; author-

izing the Authority to issue its notes in anticipation of the issuance of any of its bonds; exempting from taxation all bonds and notes issued by the Authority, the income therefrom, and all properties of the Authority; providing that all such bonds and notes shall constitute negotiable instruments and shall be eligible for the investment of trust funds; prescribing conditions upon which such projects shall become free of tolls; authorizing the State Highway Department, with the Governor's approval, to make a preliminary study of any turnpike project; authorizing counties, municipalities and other political subdivision to transfer property to the Authority; conferring on the Authority certain powers with respect to public highways other than turnpike projects of the Authority and certain powers of entry upon real property for the purpose of making surveys; and prescribing certain penalties" (Act No. 166, H. 232, Acts of 1955, Vol. I, p. 412).

Judiciary.

By Mr. McKay:

H. 155. To amend further Section 19 of Title 42, Code of Alabama (1940), which relates to probation and suspension of execution of sentence.

Judiciary.

By Mr. McKay:

H. 156. To authorize and provide for the exchange of codes and session laws of Alabama for the codes and session laws of other states and territories, respectively, for the benefit of public law libraries in this state and other states and territories, and provide for the distribution of such codes and session laws of the states and territories to public law libraries in this state.

Judiciary.

By Mr. McKay:

H. 157. Relating to racial segregation: To prohibit the intermingling or joint participation of white and colored persons in certain forms of recreation or amusements and the joint use or enjoyment by white and colored persons of certain facilities or services furnished to the public unless segregated according to race; to prescribe certain requirements relative to rooms or buildings used for providing services and facilities to both races; and to prescribe penalties for violations of this Act.

Local Government.

By Messrs. McKay, Lee (Barbour), Thomas, Law, Nettles, Kendall, Johnson (Tallapoosa) and Franklin:

H. 158. To amend further Section 38 of Title 8, Code of Alabama (1940), which relates to the issuance of licenses to fish.

Conservation.

By Messrs. Adams (Tallapoosa), Johnson (Tallapoosa) and Jenkins:

H. 159. To make an appropriation to provide for the construction of an auditorium at the Piedmont Agricultural Experiment Sub-station in Tallaposa County.

Ways and Means.

By Messrs. Callahan, deGraffenried and Speaks:

H. 160. To amend Section 95 of Title 36 of the Code of Alabama of 1940, (pertaining to the "Guest" statute).

Judiciary.

By Mr. Callahan:

H. 161. Proposing an amendment to the Constitution relating to the power of municipal corporations to levy or impose license taxes.

Local Government.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Callahan and deGraffenried:

H. 162. To amend further Section 55 of Title 8, Code of Alabama (1940), which relates to certain fees taxed as part of the costs in cases involving violations of the State game and fish laws.

Conservation.

By Mr. Callahan:

H. 163. Proposing an amendment to the Constitution relating to the power of municipal corporations in Tuscaloosa County, Alabama to levy or impose license taxes.

Local Legislation No. 1.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Callahan and deGraffenried:

H. 164. To provide old age assistance to any teacher who served a minimum of thirty years as a teacher in the public schools of Alabama and who had attained age sixty as of the date of establishment of the Teachers' Retirement System, September 1, 1941, and who is not and never has been eligible for membership in the Teachers' Retirement System, and to provide old age assistance to any teacher who served a minimum of thirty years as a teacher in the public schools of Alabama, who had attained age 70 as of July 1, 1951 and who was not eligible to become a member of the Teachers' Retirement System as of July 1, 1951, and to provide a supplement to the retirement benefits of certain teachers who are now or will be retired under the provisions of Chapter 14 of Title 52 of the Code of Alabama of 1940 as amended; to set forth the requirements under which said assistance payments shall be granted and to provide for the management of the fund from which said assistance payments shall be made; to repeal Act No. 63 approved June 3, 1953 relating to provisions for old age assistance to teachers; and to provide the appropriation necessary to carry out the provisions of this Act.

Ways and Means.

By Messrs. deGraffenried, Gist, Roberts, Reynolds, Adams (Tallapoosa), Franklin, Payne, and Hanby:

H. 165. To amend Section 211 of Title 46 of the 1940 Code of Alabama, and to repeal Section 210 of Title 46 of the 1940 Code of Alabama, all of said sections being relative to the practice of optometry; to amend the law regulating advertising; to repeal conflicting laws and to set the effective date of this act.

Judiciary.

By Mr. deGraffenried:

H. 166. RELATING TO DEPARTMENT OF REVENUE: TO AUTHORIZE AND DIRECT THE COMMISSIONER OF THE DEPARTMENT OF REVENUE TO ALLOW A DISCOUNT OF TWO PERCENT (2%) ON THE FIRST \$5,000.00 OF TAX PAID TO THE STATE AND OF ONE PERCENT (1%) ON ALL AMOUNTS OF TAX PAID IN EXCESS OF \$5,000.00, NOT EXCEEDING \$200.00 IN ANY ONE CALENDAR MONTH TO LICENSED AND BONDED REFINERS, STORES, DISTRIB-



UTORS OR WHOLESALERS OF MOTOR FUEL WHO COLLECT GAS-  
OLINE OR MOTOR FUEL TAXES UNDER THE PROVISIONS OF SEC-  
TION 648 OF TITLE 51, CODE OF ALABAMA 1940.

Ways and Means.

By Mr. deGraffenried:

H. 167. For the relief of Murray R. Lollar

Ways and Means.

By Messrs. Shumate, Selman, Law, Dement, Kelley, Speaks, Fite and Oden:

H. 168. To raise revenue for payment of a bonus to veterans and, thereafter, for educational purposes; levying a tax of three percent upon every person, firm or corporation engaged or continuing in the business of selling machines used in mining, quarrying, compounding, processing, and manufacturing of tangible personal property, or upon the storage, use or other consumption in this State of such machines; providing for the collection and enforcement of the tax and the disposition of the proceeds thereof.

Ways and Means.

By Messrs. Shumate and Selman:

H. 169. To authorize the circuit solicitor and the county solicitor for any county having a population of not less than 63,500 nor more than 72,500, according to the last or any subsequent federal decennial census, jointly to appoint a secretary, who shall be stationed in the office of the circuit solicitor, and whose compensation shall be \$200 per month, payable from the county treasury.

Local Legislation No. 1.

By Messrs. Selman and Shumate:

H. 170. To make an appropriation for the support and maintenance of the Walker County Junior College, located at Jasper, in Walker County, Alabama.

Ways and Means.

By Messrs. Selman and Shumate:

H. 171. To amend Section 10 of Act No. 289, H. 273, approved August 26, 1955 (Acts of Alabama, 1955, Vol. 1, p. 661), which relates to the withholding of state income tax from wages, by providing further for refunds in cases in which there have been overpayments of the tax.

Ways and Means.

By Messrs. Selman and Shumate (with notice and proof):

H. 172. To provide for paid leaves of absence for certain employees of Walker County.

Local Legislation No. 1.

Notice and Proof H. 172:

STATE OF ALABAMA  
COUNTY OF WALKER

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To provide for paid leaves of absence for certain employees of Walker County.

Be It Enacted by the Legislature of Alabama:

Section 1. Every employee of Walker County, or of any agency or department thereof, whose compensation is paid from the county treasury, and who has been in service for one year or longer, shall be entitled to a one-week vacation leave of absence, and five days sick leave, with pay, during each year. Such leave shall not accumulate from year to year, and all employees who qualify for leave shall be entitled to the same amount of leave each year regardless of the length of their prior service.

Section 2. No leave of absence from duty with pay shall be allowed under this Act without approval by the employee's immediate superior or supervisor.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

T. K. SELMAN  
ALONZO SHUMATE

3-28-4-tc

STATE OF ALABAMA  
COUNTY OF WALKER

Before me, the undersigned authority in and for said state and county, this day personally appeared Betty A. Willingham of The Walker County Times, a newspaper published in Jasper, Walker County, Alabama, which has a general circulation in the county in which it is published, which newspaper has been mailed under second class mailing privileges for fifty-two consecutive weeks prior to the publication of the legal advertisement, who, being by me duly sworn, says that the legal notice, a copy of which is hereto attached was published in the said Walker County Times for consecutive weeks, namely: March 28, 1957, April 4, 1957, April 11, 1957, April 18, 1957.

WALKER COUNTY TIMES,  
By Betty A. Willingham.

Sworn and subscribed to before me, This 15th day of May, 1957.

LATHAN G. SADDLER.  
Notary Public.

By Messrs. Selman and Shumate:

H. 173. To amend Section 17 of Title 51, Code of Alabama (1940), which prescribes the rate at which property shall be assessed for ad valorem tax purposes.

Ways and Means.

By Mr. Stokes:

H. 174. TO PROVIDE LEGAL COUNCIL FOR THE SUPERINTENDENT OF INSURANCE AND THE DEPARTMENT OF INSURANCE; TO CREATE THE OFFICE OF LEGAL COUNSEL FOR THE DEPARTMENT OF INSURANCE; TO PROVIDE FOR THE APPOINT-

MENT, DUTIES AND POWERS OF SUCH COUNSEL; TO PROVIDE FOR THE COMPENSATION OF SUCH COUNSEL; TO PROVIDE AN EFFECTIVE DATE FOR THIS ACT.

Judiciary.

By Messrs. Nettles, Speaks, and Oakley:

H. 175. To make an appropriation to provide for developing, repairing and improving the facilities of the Foundation Seedstocks Organization and for the payment of compensation and expenses of personnel engaged in the operation of such facilities.

Ways and Means.

By Mr. Oakley:

H. 176. Authorizing the city and county boards of education to discontinue any public school under their jurisdiction, upon the petition of a majority of the school's patrons; providing for the transfer and reassignment of the principals, teachers, pupils, and employees of such closed schools; and providing for the reopening of schools closed under the authority of the Act.

Education.

By Mr. Oakley:

H. 177. Authorizing city and county boards of education to lease certain property to private corporations established within their respective jurisdictions for the operation of schools; and regulating the terms and conditions of such leases.

Education.

By Mr. Oakley:

H. 178. Authorizing city and county boards of education to contract with private schools for the education of school children within their respective jurisdictions, and to pay for such educational services out of the public school funds under their control; regulating the amount of expenditures for such purpose; and providing that such expenditures must be taken into consideration in the apportionment of minimum school program funds among the local school systems of this State.

Education.

By Mr. Oakley:

H. 179. To amend Section 213 of Title 52, Code of Alabama (1940), which relates to the amount of funds available for the minimum school program.

Ways and Means.

By Mr. Oakley:

H. 180. To provide that any public employee, including any school teacher, who joins, participates in, or remains a member of the National Association for the Advancement of Colored People, or any club, association or organization affiliated or associated with the National Association for the Advancement of Colored People, shall forfeit all rights afforded him under any state laws, including the state merit system laws and the laws governing the tenure of employment of teachers, and any other employment rights, re-employment rights, and other rights, benefits or privileges which he enjoys as a result of his public employment.

Judiciary.

By Mr. Oakley:

H. 181. To proscribe common-law marriages.

Judiciary.

By Mr. Oakley:

H. 182. To require tax assessors to give to each person who has assessed for taxation any lands which have also been assessed to another person or persons notice of such fact and the name and address of each other person to whom such lands have been assessed; and prescribing the fee to be collected by tax assessors for giving such notice.

Ways and Means.

By Mr. Kelly (with notice and proof):

H. 183. Relating to the construction, maintenance and repair of the county roads and bridges of Winston County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department and relieving the county and the officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds, including Winston County's proportionate share of the State gasoline tax, State motor vehicle license tax allocated to the county, supplies, equipment, machinery and materials for the construction, maintenance and repair of county roads and bridges; and repealing conflicting laws.

Local Legislation No. 1.

Notice and Proof H. 183:

#### LEGAL NOTICE

#### A BILL TO BE ENTITLED AN ACT

Relating to the construction, maintenance and repair of the county roads and bridges of Winston; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department and relieving the county and the officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds, including Winston County's proportionate share of the State gasoline tax, State motor vehicle license tax allocated to the county, supplies, equipment, machinery and materials for the construction, maintenance and repair of county roads and bridges; and repealing conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The State Highway Department shall, subject to the provisions and limitations contained in this Act, be responsible for the construction, maintenance and repair of the county roads and bridges in Winston County.

Section 2. The County governing body of Winston County shall have and exercise only the powers and functions relative to the construction, maintenance and repair of the county roads and bridges as are conferred upon it by this Act, as follows:

(a) To levy road and bridge taxes and to appropriate money for the construction, maintenance and repair of county roads and bridges in the same manner and to same extent as it may presently do so under the laws of the State:

(b) To borrow money and issue bonds or other evidence of indebtedness, subject to the approval of the State Highway Department, for the purpose of constructing, maintaining and repairing county roads and bridges to the same extent as it may presently do so under the laws of the State;

(c) To exercise, subject to the approval of the State Highway Department the right of eminent domain for the purpose of acquiring right-of-way for the establishment and changing county roads and bridges in the manner presently provided by law;

(d) All personnel employed prior to January 1, 1959 shall be employed on the unanimous recommendation of the State Senator and State Representative of Winston County, Alabama.

Section 3. The governing body of Winston County shall have no authority:

(a) To employ or discharge or regulate or control in any manner personnel for the construction, maintenance or repair of county roads and bridges;

(b) To contract for or purchase any services, supplies, equipment, machinery or materials used in the construction, maintenance or repair of county roads and bridges;

(c) To pay or order payment to any person, firm or corporation for services rendered or supplies, equipment, machinery or materials provided in the construction, maintenance or repair of county roads or bridges.

Section 4. Upon the effective date of this Act the governing body of Winston County and all officials of the county shall transfer and turn over to the State Highway Department, all funds, supplies, equipment, machinery and materials held, owned, leased or controlled by it or them for the construction, maintenance and repair of county roads and bridges. Thereafter, on or before the tenth day of each month, the county treasurer, the county governing body and all other county officials of Winston County shall pay over to the State Highway Department all funds collected or received by them as taxes, or otherwise, including the motor vehicle license tax allocated to the county, from any source whatsoever during the preceding month which are designated or to be used for the purpose of constructing, maintaining or repairing county roads or bridges. Such funds shall be maintained separately by the State Highway Department and shall be used by it solely for the purpose of construction, maintenance and repair of county roads and bridges in Winston County subject to the provisions of this Act.

Section 5. Persons employed by Winston County for road and bridge work who are in service on the effective date of this Act may be continued in service by the State Highway Department, on the unanimous recommendation of the State Senator and State Representative of Winston County, Alabama, until January 1, 1959, without regard to the State's Merit System Act or rules and regulations promulgated under its authority. Effective January 1, 1959, all personnel employed by the department in the administration of this Act shall be brought under the provisions of the State Merit System without benefit of examinations. All other persons employed by the department in the administration of this Act shall be employed subject to the Merit System Law, after January 1, 1959.

Section 6. After the effective date of this Act, the State Highway Department shall pay all of the outstanding financial obligations of Winston County which were incurred prior to the adoption of this Act, for the construction, maintenance or repair of county roads and bridges out of the funds to be paid over to the Highway Department under the provisions of section 4 of this Act. Nothing contained in this Act, however, shall be construed to relieve Winston County of the liability for paying any of its financial obligations now existing or hereafter incurred under the provisions of section 2 (b) hereof in the event the funds paid

over to the State Highway Department are insufficient to do so, or to require any of the financial obligation presently existing or hereafter incurred under the provisions of Section 2 (b) hereof of the county to be paid from funds of the Highway Department.

Section 7. The State Highway Department shall construct, maintain and repair the county roads and bridges of Winston County from the funds paid over to it pursuant to Section 4 of this Act, and from funds which would otherwise accrue to Winston County for road and bridge work from any source not specifically excepted under the terms of this Act. The State Highway Department shall retain, and the appropriate State Officials are authorized to pay over to it, any funds or amounts to which Winston County shall be entitled to from the proceeds of the State gasoline tax, the motor vehicle license tax allocated to the county, or any other State tax, and such sums and amounts shall be used in addition to the sums and amounts turned over to the State Highway Department under the provisions of Section 4 of this Act for the construction, maintenance and repair of county roads and bridges in said county. The gasoline tax money, and the proceeds of any other tax to which Winston County is entitled, received by the State Highway Department for road work in Winston County shall be kept in separate account referred to in Section 4 of this Act.

Section 8. At the time the governing body of the County transfers to the Department county-owned equipment, machinery and supplies, under the provisions of this Act, an inventory thereof shall be made, a copy to be kept on file by the County and by the Department and in the event this Act is repealed or becomes inoperative, the department shall return to the County road equipment, machinery, and supplies of like kind and equal value.

Section 9. All laws or parts of laws in conflict with this Act are hereby repealed.

Section 10. The provisions of this Act are hereby declared to be severable in nature and should any Section or other portion thereof be declared unconstitutional or invalid such adjudication shall not affect the portion or portions of said Act remaining.

Section 11. This Act to become effective upon its passage and approval by the Governor or its otherwise becoming a law.

J. H. KELLY,  
Representative,  
Winston Count, Alabama.

SHD 3-20-27-4-3-10

#### PUBLISHER'S AFFIDAVIT

STATE OF ALABAMA  
WINSTON COUNTY

Personally appeared before me the undersigned authority in and for said county and state, Jay Thornton, who after being duly sworn deposes and says:

My name is Jay Thornton. I am editor and publisher of The Advertiser, a newspaper of general circulation, published weekly in Haleyville, Winston County, Alabama. The copy of publication hereto attached was published in said paper for four consecutive weeks, the first copy of said notice appearing in the issue of said paper published on the 20th day

of March, 1957, and the last copy of said publication appearing in the said paper on the 10th day of April, 1957.

JAY THORNTON.

Sworn and subscribed to before me this 6th day of May, 1957.

R. J. THORNTON,  
Notary Public.

### ADJOURNMENT

On motion of Mr. Hawkins the House adjourned until Tuesday, May 14, 1957, at twelve o'clock, noon.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Franklin	Killough	Payne
Adams (Tallapoosa)	Gist	Kirkham	Perry
Albea	Goodwyn	Lackey	Pirkle
Ashworth	Gregory	Lee (Barbour)	Pruitt
Bassett	Grouby	Lee (Lawrence)	Ramey
Boyd	Hain	Locke (Choctaw)	Reynolds
Bradford	Hall	Locke (Perry)	Richardson
Branyon	Haltom	Love	Rodgers
Brassell	Hardy	McClendon (Chambers)	Selman
Brewer	Harrison	McKay	Shumate
Broadfoot	Harvey	McLendon (Bullock)	Simon
Brown (Lamar)	Hawkins	McNider	Speaks
Cornett	Hodges	Mathews	Steagall
Cox	Holliman	Merrill	Stembridge
Davis	Huddleston	Murphy	Summerlin
Dement	Hunt	Nettles	Taylor
DeSear	Johnson (Elmore)	Nice	Thomas
Dickson	Johnson (Tallapoosa)	Oakley	Tyson
Edwards (Escambia)	Kaul	Oden	Windle
Ferrell			

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### THIRD DAY

House of Representatives  
Montgomery, Alabama  
Tuesday, May 14, 1957

The House met pursuant to adjournment.

### PRAYER

The session was opened with prayer by the Reverend John K. McClesky, Minister, West End Church of Christ, Montgomery, Alabama.

### ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Bradford	Callahan	DeSear
Adams (Jefferson)	Branyon	Cornett	Dickson
Adams (Tallapoosa)	Brassell	Cox	Edwards (Escambia)
Albea	Broadfoot	Davis	Edwards (Jefferson)
Ashworth	Brooks	Dawkins	Faulk
Bassett	Brown (Lamar)	deGraffenried	Ferrell
Boyd	Burkhalter	Dement	Franklin

Gilchrist	Jenkins	McNider	Rodgers
Gilmer	Johnson (Elmore)	Martin	Selman
Gist	Johnson (Tallapoosa)	Mathison	Shumate
Goodwyn	Kaul	Merrill	Simon
Gregory	Kelly	Money	Solomon
Hain	Kendall	Murphy	Speaks
Hall	Killough	Nettles	Steagall
Haltom	Kirkham	Nice	Stembridge
Hanby	Lackey	Nolen	Stokes
Hardy	Law	Oakley	Summerlin
Hare	Lee (Barbour)	Oden	Taylor
Harrison	Lee (Lawrence)	Payne	Thomas
Harvey	Locke (Choctaw)	Perry	Tyson
Hawkins	Locke (Perry)	Pirkle	Vacca
Hodges	Love	Ramey	Ward
Holliman	McClendon (Chambers)	Reynolds	Windle
Huddleston	McKay	Richardson	Wood
Hunt	McLendon (Bullock)	Roberts	

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A quorum was present.

#### LEAVE OF ABSENCE

On motion of Mr. Hunt leave of absence was granted to Mr. McClendon because of personal illness.

#### REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the Second legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

On motion of Mr. Hawkins, the reading at length of the Journal of the House for the Second legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the Second legislative day was approved.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Dickson	Jenkins	Nettles
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Tallapoosa)	Nice
Albea	Edwards (Jefferson)	Kelly	Nolen
Ashworth	Faulk	Killough	Oakley
Bassett	Ferrell	Kirkham	Oden
Boyd	Franklin	Lackey	Payne
Bradford	Gilchrist	Lee (Barbour)	Perry
Branyon	Gilmer	Lee (Lawrence)	Pirkle
Brassell	Gist	Locke (Choctaw)	Reynolds
Broadfoot	Gregory	Locke (Perry)	Richardson
Brooks	Hain	Love	Rodgers
Brown (Lamar)	Haltom	McKay	Selman
Cornett	Hanby	McLendon (Bullock)	Shumate
Cox	Hardy	McNider	Solomon
Davis	Harrison	Martin	Speaks
Dawkins	Harvey	Mathison	Steagall
deGraffenried	Hodges	Merrill	Stembridge
Dement	Huddleston	Money	Summerlin
DeSear	Hunt	Murphy	Taylor



Thomas  
Vacca

Ward

Windle

Wood

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REPORT OF THE STANDING COMMITTEE ON RULES ON  
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Joint Resolutions, to-wit:

H. J. R. 2. Relative to a joint session of the House and Senate for the purpose of hearing the message of The Honorable James E. Folsom, Governor of Alabama.

Also:

H. J. R. 3. Relative to the death of The Honorable Robert Tyler Goodwyn, Jr., and extending the sympathy of the Legislature to Mrs. Goodwyn and the other members of his family.

Also:

H. J. R. 5. Relative to requesting the Alabama State Planning and Industrial Development Board to make known to General Motors, Ford and Chrysler Corporations in detail the advantages of locating their plants in Alabama.

Also:

H. J. R. 6. Relative to the death of The Honorable Michael Thomas Murphy and extending sympathy to the surviving members of his family. And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

## SIGNING OF HOUSE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolutions the titles to which are set out in the above and foregoing report of the Standing Committee on Rules.

DEDICATED  
TO THE  
MEMORY OF  
  
HONORABLE ROBERT TYLER GOODWYN, JR.

Clerk of the House of Representatives

1939-1957

Member of the House of Representatives

From

Montgomery County, Alabama

1935-1939

D E D I C A T E D

T O T H E

M E M O R Y O F

HONORABLE MICHAEL THOMAS MURPHY

Member of the House of Representatives

From

Mobile County, Alabama

1954-1956

## RESOLUTION

The following resolution was introduced:

By Messrs. Albea, Boyd, Hain, Ashworth, Hardy, Lee (Barbour), Gilmer, Brown (Lamar), and Thomas:

H. J. R. 10. Memorializing the Congress of the United States of America to Propose an Amendment to the Constitution of the United States of America to Propose an Amendment to the Constitution of the United States Relative to the Balancing of the Budget

RESOLVED by the Senate and House of Representatives of the Legislature of the State of Alabama:

That the Congress of the United States of America be, and it hereby is, requested to propose an article in the following form, or substantially so, as an amendment to the Constitution of the United States:

## "ARTICLE—

"Section 1. On or before the fifteenth day after the beginning of each regular session of the Congress, the President shall transmit to the Congress a budget which shall set forth his estimates of the receipts of the Government, other than trust funds, during the ensuing fiscal year under the laws then existing and his recommendations with respect to expenditures to be made from funds other than trust funds during such ensuing fiscal year, which shall not exceed such estimates of receipts. The President in transmitting such budget may recommend measures for raising additional revenue and his recommendations for the expenditure of such additional revenue. If the Congress shall authorize expenditures to be made during such ensuing fiscal year in excess of such estimated receipts, it shall not adjourn for more than three days at a time until such action has been taken as may be necessary to balance the budget for such ensuing fiscal year. In case of war or other grave national emergency, if the President shall so recommend, the Congress by a vote of three fourths of all the Members of each House may suspend the foregoing provisions for balancing the budget for periods, either successive or otherwise, not exceeding one year each.

"Sec. 2. This article shall take effect on the first day of the calendar year next following the ratification of this article.

"Sec. 3. This article shall be inoperative unless it shall have been ratified as an amendment to the Constitution by the legislatures of three fourths of the several States within seven years from the date of its submission to the States by the Congress."

and be it further

RESOLVED, That the Congress of the United States be, and it hereby is, requested to provide as the mode of ratification that said amendment shall be valid to all intents and purposes, as part of the Constitution of the United States, when ratified by the legislatures of three fourths of the several states, and be it further

RESOLVED, That the Secretary of State be, and hereby is, directed to send a duly certified copy of this resolution to the Senate of the United States and one to the House of Representatives of the Congress of the United States, and one copy to the Secretary of State of each of the other states.

The motion of Mr. Albea to suspend the rules in order to bring up for immediate consideration the above and foregoing H. J. R. 10 was adopted.

# REGULAR SESSION

111

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Johnson (Tallapoosa)	Perry
Albea	Franklin	Kelly	Pirkle
Ashworth	Gilchrist	Kendall	Ramey
Bassett	Gilmer	Killough	Reynolds
Boyd	Gist	Kirkham	Richardson
Bradford	Goodwyn	Lackey	Roberts
Branyon	Gregory	Lee (Barbour)	Rodgers
Brassell	Hain	Locke (Choctaw)	Selman
Brooks	Hall	McKay	Shumate
Brown (Lamar)	Hanby	McLendon (Bullock)	Simon
Burkhalter	Hardy	McNider	Solomon
Cornett	Hare	Martin	Speaks
Davis	Harvey	Mathison	Steagall
Dawkins	Hawkins	Money	Stembridge
deGraffenried	Hodges	Murphy	Taylor
Dement	Holliman	Nettles	Tyson
Dickson	Huddleston	Nolen	Vacca
Edwards (Escambia)	Hunt	Oakley	Windle
Edwards (Jefferson)	Jenkins	Payne	

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And the resolution, H. J. R. 10, was adopted.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Tallapoosa)	Payne
Albea	Faulk	Kelly	Perry
Ashworth	Ferrell	Kendall	Pirkle
Bassett	Gilchrist	Killough	Ramey
Boyd	Gilmer	Law	Reynolds
Bradford	Gist	Lee (Barbour)	Richardson
Branyon	Goodwyn	Lee (Lawrence)	Roberts
Brooks	Gregory	Locke (Choctaw)	Rodgers
Brown (Lamar)	Hain	Locke (Perry)	Selman
Burkhalter	Hall	McKay	Simon
Callahan	Hanby	McLendon (Bullock)	Solomon
Cornett	Hardy	McNider	Speaks
Cox	Hare	Martin	Steagall
Davis	Hawkins	Mathison	Stembridge
Dawkins	Hodges	Money	Taylor
deGraffenried	Huddleston	Murphy	Thomas
Dement	Hunt	Nettles	Windle
DeSear	Jenkins	Nolen	Wood
Dickson	Johnson (Elmore)	Oakley	

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## CERTIFICATE OF ELECTION STATE OF ALABAMA DEPARTMENT OF STATE

I, Mary Texas Hurt Garner, Secretary of State of the State of Alabama, do hereby certify that it appears from the returns of the Special Election held on May 7, 1957, held in Jefferson County, Alabama, received in this department in accordance with law, that the following named person was elected to the House of Representatives from Jefferson County, Alabama, to fill the vacancy created by the resignation of J. Paul Meeks:

James G. Adams, Jr.

I do further certify that the certificate of election required by law to be furnished by me to the members of the House of Representatives has been issued to him according to election returns made to this department.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State, at the Capitol, in the City of Montgomery this the 10th day of May, 1957.

MARY TEXAS HURT GARNER,  
Secretary of State.

#### ALABAMA GREAT SEAL

#### OATH OF OFFICE

The oath of office was administered to Honorable James G. Adams, Jr. from Jefferson County, Alabama, by Honorable John L. Goodwyn, Associate Justice of the Supreme Court of Alabama.

#### COMMITTEE APPOINTMENTS

The Speaker announced the appointment of Honorable James G. Adams, Jr. to the following Standing Committees:

Constitution and Elections  
Transportation (Vice-Chairman)  
Local Legislation No. 2  
Military Affairs

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Joint Resolutions, your signature thereto is requested.

S. J. R. 3. Mourning the death of General Lewis A. Pick, and extending sympathy to the bereaved family.

And:

S. J. R. 4. Memorializing Congress to enact legislation to expedite the development of Jones Bluff Dam of the Coosa-Alabama River Basin.

And:

S. J. R. 6. Requesting the departments concerning animal husbandry of the U. S. Department of Agriculture to make available to Alabama funds for the continuation of the Brucellosis vaccination program.

J. E. SPEIGHT,  
Secretary.

#### SIGNING OF SENATE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Joint Resolutions, the titles to which are set out in the above and foregoing Message from the Senate.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Lamberth:

S. J. R. 11. Be it resolved by the Senate, the House concurring, that when the two houses adjourn today, they adjourn to meet again on Friday, May 17, 1957, at ten o'clock A. M.

J. E. SPEIGHT,  
Secretary.

### SENATE MESSAGE

On motion of Mr. Hawkins the rules were suspended and the House concurred in and adopted the S. J. R. 11 set out in the above and foregoing Message from the Senate.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Elmore)	Perry
Adams (Jefferson)	Ferrell	Johnson (Tallapoosa)	Pirkle
Albea	Franklin	Kaul	Ramey
Ashworth	Gilchrist	Kelly	Reynolds
Bassett	Gilmer	Killough	Richardson
Boyd	Goodwyn	Kirkham	Rodgers
Bradford	Gregory	Lackey	Selman
Branyon	Hain	Lee (Barbour)	Shumate
Broadfoot	Hall	Lee (Lawrence)	Simon
Brooks	Haltom	Locke (Choctaw)	Solomon
Brown (Lamar)	Hanby	Love	Speaks
Burkhalter	Hardy	McKay	Steagall
Callahan	Harrison	McLendon (Bullock)	Stembridge
Cornett	Harvey	McNider	Summerlin
Cox	Hawkins	Martin	Taylor
Davis	Hodges	Mathison	Thomas
Dawkins	Holliman	Merrill	Vacca
deGraffenried	Huddleston	Murphy	Ward
Dement	Hunt	Nolen	Wood
Dickson	Jenkins	Payne	

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### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration: By Messrs. Davis (Lowndes) and Boutwell:

S. J. R. 9. BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That Alabama's Senators and Representatives in the United States Congress are hereby commended for their recent efforts to prevent enactment of the administration-supported civil rights measures now pending in the United States Congress, many provisions of which are potentially dangerous not only to the South but to all sections of the Nation. Though their sponsors would lead the world to believe that the measures are designed solely to protect the down-trodden minorities and persons deprived of rights because of race, these measures are very broad and susceptible of use in many other fields; and the provisions thereof giving the Attorney General the right to intervene in cases where civil rights are allegedly violated, could be used to take away from defendants in civil rights cases that most valued of all rights guaranteed under the Constitution, the right to jury trial; and the provisions vesting police powers in the Federal Government deprive the states of one of the fundamental powers which has long been deemed a right reserved under the Constitution to

the states, one on which the state government is founded, the power to regulate, order and police its own internal affairs.

Be It Further Resolved that the Legislature of Alabama, representative of the people of this State, takes this means of assuring the State's Senators and Representatives in Congress that Alabama heartily approves of their stand on this vital matter, involving a fundamental principle of our American system of government and not just a sectional issue; urges them to continue their good offices toward forestalling enactment of these civil rights bills to the end that our Nation shall continue as a true democracy composed of independent sovereign states where the will of the governed is the supreme law of the land, instead of degenerating into a centralized despotic bureaucracy under which the enforcement of laws relating solely to the internal affairs of the several states will be at the whim of a life-time appointee, not answerable to the people of the state whose internal affairs are so regulated, and possibly not even a citizen thereof; and hereby pledges the cooperation and support of the Legislature of Alabama to its Congressional representatives in their fight to defeat legislation which infringes on the rights of this State and her citizens.

Resolved also, that the Secretary of the Senate be directed to send a copy of this resolution to each of Alabama's Senators and Representatives in Congress.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

On motion of Mr. Davis the rules were suspended and the House concurred in and adopted the S. J. R. 9 set out in the above and foregoing Message from the Senate.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Tallapoosa)	Nolen
Adams (Tallapoosa)	Edwards (Escambia)	Kaul	Payne
Albea	Edwards (Jefferson)	Kelly	Perry
Ashworth	Franklin	Kendall	Pirkle
Bassett	Gilchrist	Killough	Ramey
Boyd	Gilmer	Kirkham	Rodgers
Bradford	Goodwyn	Lackey	Selman
Branyon	Gregory	Lee (Barbour)	Shumate
Brassell	Hain	Lee (Lawrence)	Simon
Broadfoot	Hall	Locke (Choctaw)	Solomon
Brooks	Haltom	Locke (Perry)	Speaks
Brown (Lamar)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Summerlin
Cornett	Harrison	McNider	Taylor
Davis	Hawkins	Mathison	Thomas
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Murphy	Windle
Dement	Huddleston	Nice	Wood
DeSear	Hunt		

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#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:



By Mr. Jones:

S. J. R. 8. BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING, That the attached biennial report of the Legislative Council be received and ordered filed, and that the Secretary of the Senate be directed to have two hundred and fifty copies thereof printed as a legislative document.

#### TRANSMITTAL

#### TO THE LEGISLATURE OF ALABAMA:

The within biennial report of the Legislative Council is submitted in compliance with Act No. 152, H. 60, approved June 20, 1945, as amended. It contains a brief statement covering the activities of the Council and the activities of the Legislative Reference Service, as well as the Council's recommendations for legislative action at the 1957 regular session of the Legislature.

RALPH L. JONES,  
Chairman,  
Legislative Council.

State Capitol  
Montgomery, Alabama  
May 3, 1957

#### BIENNIAL REPORT OF THE LEGISLATIVE COUNCIL

The Council was organized at a special meeting held on Friday, May 20, 1955, in the Senate Chamber at the State Capitol. At that meeting Rep. W. L. Martin Jr. was elected chairman and Senator Ralph L. Jones was elected vice-chairman. Mr. Martin later resigned as chairman, and on October 4, 1956, Senator Jones was elected chairman and Representative Adams was elected vice-chairman.

Council members elected by each house of the Legislature as required by law are:

##### House Members

Adams of Tallapoosa  
Goodwyn of Montgomery  
Kendall of Conecuh  
Martin of Greene  
Nice of Jefferson  
Stokes of Coffee

##### Senate Members

Engelhardt of Macon  
Jones of Monroe  
Tate of Coosa  
Smith of Russell

The Lt. Governor and the Speaker of the House are members ex-officio.

Regular meetings were held by the Council on the first Friday in every quarter; and several special meetings were also held. Some meetings were for one day only; a few were two-day sessions. At these meetings, the following matters, among others, were taken up, considered and acted upon:

1. A bill proposing to establish a Commission on Interstate Cooperation. Commissions or committees on interstate cooperation are established in all 48 States as official entities of the state government. A typi-

cal commission consists of ten members of the legislature and five administrative officials. These 48 commissions or committees on interstate cooperation compose the Council of State Governments. Alabama's Commission on Interstate Cooperation was first provided for by a resolution adopted by the Legislature at the Extra Session of 1936. No bill has ever been passed on this subject by Alabama's Legislature, and it is doubtful whether the present Commission on Interstate Cooperation has any legal status. It is therefore recommended that such a bill be enacted at this session of the Legislature.

2. It is recommended that an appropriate rule be adopted by each House designed to keep order on the floor while the House is in session, and to prevent persons not entitled to the privileges of the floor from being present on the floor while the House is in session. In this connection it is suggested that the rules specify that the doorkeepers shall clear the floor at least five minutes before the opening of a session, and that they shall not at any time thereafter allow admittance of visitors who cannot be provided with seats.

3. A bill to amend further Sections 25 and 44 of Title 23, Code 1940, so as to specifically authorize counties to condemn highway rights of way for state highway purposes. And we recommend also a bill to amend an act approved September 9, 1955, providing for the acquisition of rights of way for state highways, to make it clear that a county has the power to condemn a right of way for state highway purposes. An investigation by the Legislative Reference Service, undertaken at the instance of former Senator Truman Reneau, indicates that a county might not have authority to condemn a highway right of way for the State. These bills are designed to remove any doubt, and to make it clear that a county does have such authority.

4. A bill to amend Section 24 of Title 19, Code 1940, which relates to orders of condemnation in eminent domain proceedings, so as to provide for the vesting of title to improvements located on lands condemned for highway purposes, is also recommended. This bill would provide for the removal of an improvement located on a tract which is sought to be condemned for a state highway right of way, at the election of either the state highway director or the landowner, and for the location of such improvement on adjoining lands of the landowner. If improvements are moved at the expense of the highway department, this fact would be taken into consideration in ascertaining the damages to be awarded. If there are no adjoining lands to which the improvements could be removed, then that fact would also be taken into consideration in awarding damages. The State would acquire title to improvements which were not so moved.

5. We recommend enactment of a bill to amend Act No. 27, approved May 31, 1949, relating to the publication of acts and journals, so as to reduce the number of copies of bounds acts deliverable to the Secretary of State from four thousand (4,000) copies to two thousand seven hundred and fifty copies (2,750). The Secretary of State deems this number sufficient for normal distribution purposes.

6. A bill to amend Section 72 of Title 17, Code 1940, so as to increase from four to ten the number of copies of the Alabama Reports furnished to the Supreme Court Library, is recommended. This change is also recommended by the Secretary of State.

7. We recommend enactment of a bill amending further Section 279 of Title 17, Code 1940, which relates to the time of filing itemized statements of political campaign contributions and expenditures, so as to eliminate the filing of a pre-election statement and to extend the time for filing the post-election statement from fifteen days after the election to thirty days.

8. A bill amending the drivers' license law to provide for the issuance of learners' permits to persons at least fifteen and a half years of age, so that a person could, when accompanied by an adult driver, learn to drive while he is still between the ages of fifteen and a half and sixteen.

9. A bill providing for increased coverage for liability under the Financial Responsibility Law is recommended. Under the present law (Act No. 704, H. 475, which became effective January 1, 1952), proof of ability to respond in damages for liability, under certain conditions, in the amount of \$5,000 because of bodily injury to or death of one person, \$10,000 because of bodily injury to or death of two or more persons, and \$1,000 because of injury to or destruction of property, is required. The proposed changes would make these amounts \$10,000, \$20,000, and \$2,000, respectively.

10. We recommend enactment of a bill to declare certain plants and weeds noxious, and to prohibit the importation into this State of noxious weeds and plants, etc., as recommended by the U.S. Corps of Engineers, to prevent the spread of water hyacinth, alligator or pig weed, water nut or water chestnut, and other such plants and weeds as the Commissioner of Agriculture determines to be noxious.

11. A bill patterned on the New York law requiring the periodic inspection of motor vehicles is recommended. This bill will provide for inspection of vehicles four years old or older. The director of public safety is given broad discretion in administering the Act in connection with the selection of inspection stations and the appointment of personnel and prescribing the times for making inspections, etc.

The Council recommends enactment by the Legislature of a series of five bills relating to the operations of the Alabama State Milk Control Board. Public hearings were held on these measures, which are largely the result of a study made by the Legislative Reference Service. Digests of these bills follow:

1. A bill to amend further Section 221 of Title 22, Code 1940, which relates to the disposition of funds received or collected by the Alabama State Milk Control Board, so as to authorize the issuance of warrants against its funds in the state treasury upon the approval of only the executive secretary of the board. The present provision requires that warrants be drawn upon the approval of both the executive secretary and a member of the board.

2. A bill to amend Section 215 of Title 22, Code 1940, which prescribes the license fees payable by persons licensed by the Alabama State Milk Control Board. License fees are now based on a schedule prescribed in the aforesaid section of the Code. This bill prescribes a uniform license fee payable by producers and distributors. Under it producers would pay a license fee in an amount equal to one cent for each 100 pounds of milk produced for sale in this State during each license year. Distributors would pay a license fee in an amount equal to three-fourths of one cent for each 100 pounds of milk handled during each license year. Producer-distributors would pay license fees both as producers and distributors. Stores would continue to pay the \$2.50 license fee now prescribed by law.

3. A bill to amend further Section 207 of Title 22, Code 1940, which relates to the organization of the Alabama State Milk Control Board, and the appointment, qualifications, terms, and compensation of its members. The bill would establish a board to be composed of four members appointed by the Governor, and the Commissioner of Agriculture and Industries as an ex officio member without a vote. One of the appointive members would be a producer, one would be a distributor, and two would

be consumers. Board members would be appointed to four-year terms, one term to expire each year; and the pay of the members would be increased from \$15 a day to \$25. The bill would prohibit the consumer members from having, or having had within the five-year period preceding their appointment, any financial connection with the milk industry. The board is now composed of one producer, one producer-distributor, one distributor, one consumer, one member from the State-at-large, and the Commissioner of Agriculture and Industries, who serves as an ex officio member, with the same voice in the board's proceedings as the other members.

4. A bill to amend Section 208, Title 22, Code 1940, which relates to the employees of the Alabama State Milk Control Board, by prohibiting the board's employees from having any financial interest in the milk industry.

5. A bill to amend Section 223 of Title 22, Code 1940, which relates to the holding of price-fixing hearings and the issuance of price-fixing orders by the Alabama State Milk Control Board. The bill would require the board to issue, in conjunction with each price-fixing order, or any revision or amendment thereof, a comprehensive and detailed statement of its facts and findings in justification of the prices fixed in the order.

One subject which has caused the Council particular concern has been the matter of a republication of the 1940 Code. Several special meetings have been held by the Council and many witnesses have been heard in an effort to determine what course of action should be recommended to the Legislature regarding this important project.

An act approved in 1955 at the Regular Session of the Legislature authorized the Governor to enter into a contract with The Michie Company to reprint or replace "any volume or volumes" of the 1940 Code. Pursuant to this act, a contract has been made to replace the 1940 Code as published in ten volumes with a set of at least fifteen volumes. Under the original contract, the publishing company would handle the sale of this new edition of the code both to the State and to the bench and bar, but the Council has concluded that it will be to the best interest of the State for the State to continue the sale of codes as it has in the past, purchasing 500 sets from the publisher to be sold by the Secretary of State. This will necessitate an appropriation of \$160,500 at this session and a like appropriation in 1959, whereas the other method of distribution would not require a specific appropriation at this time. Nevertheless, it is believed that the facts of the situation warrant handling the transaction in this way, rather than as contemplated in the original contract executed by the Governor and The Michie Company. We have therefore recommended to the Governor that the original contract be re-negotiated; if he does, we recommend the required sum be appropriated at this session to carry out the new contract.

We recommend further the enactment by the Legislature of appropriate legislation to withdraw and take away from Tuskegee Institute, automatically, all state appropriations made for the use of said Tuskegee Institute upon the admission and continued enrollment of any colored student to any institution of higher learning maintained by the State of Alabama for white students.

It is recommended by the Council that the Legislature enact a bill amending the law providing a state subsidy for the care and treatment of persons suffering with tuberculosis so as to provide the Department of Corrections and Institutions the state subsidy to provide care and treatment for prisoners suffering with tuberculosis. Prisoners do not now receive this kind of treatment. It is suggested that such a bill limit the amount payable to the Department of Corrections and Institutions to

provide for a total of sixty prisoners at any one time. On an average there are sixty prisoners in the prisons at all times who are afflicted with tuberculosis. This means that up to three hundred sixty dollars (\$360) daily may be payable to the Department of Corrections and Institutions for this purpose from the funds appropriated for the care and treatment of tubercular patients.

We further report that during the biennium beginning May 1, 1955, and ending April 30, 1957, the Legislative Reference Service has undertaken for the Council, legislative committees, individual legislators, the Governor's office and other state agencies and departments, public bodies, civic groups, and others, a total of 2171 separate projects, involving research, reference, or bill-drafting services. This has been done with a staff of 4 professionals and 4 stenographers and clerks. The cost of the service is shown in the following table.

	Actual 1954-55	Actual 1955-56	Estimated 1956-57
Salary of director.....	\$ 8,263.90	\$ 9,999.84	\$10,000.00
Other salaries .....	29,081.16	28,990.22	32,196.00
Other expenses .....	3,541.78	3,852.78	3,996.00
Equipment purchases .....	378.50	750.00	100.00
<b>TOTALS .....</b>	<b>\$41,265.34</b>	<b>\$43,593.84</b>	<b>\$46,292.00</b>

The expenditures of the Council during the biennium are included in the figures shown in the table below. No effort was made to show the exact expenditures for the fiscal year ending next September 30, for an estimate was deemed sufficient for the purpose of this report.

Purpose	Actual 1954-55	Expendi- tures (Estimated) 1955-56	1956-57
Supplies and Materials .....	\$ 35.00	\$ 48.19	\$ 50.00
Postage, Telephone and Telegraph .....	3.61	4.50	10.00
Travel Expense .....	2,051.18	3,922.92	2,854.00
<b>TOTALS .....</b>	<b>\$2,089.79</b>	<b>\$3,975.61</b>	<b>\$2,914.00</b>

J. E. SPEIGHT,  
Secretary.

### SENATE MESSAGE

On motion of Mr. Adams (Tallapoosa) the rules were suspended and the House concurred in and adopted the S. J. R. 8 set out in the above and foregoing Message from the Senate.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Davis	Gregory	Johnson (Tallapoosa)
Adams (Jefferson)	Dawkins	Hain	Kaul
Adams (Tallapoosa)	deGraffenried	Hall	Kelly
All.ea	Dement	Haltom	Lackey
Ashworth	DeSear	Hanby	Lee (Barbour)
Bassett	Dickson	Hardy	Lee (Lawrence)
Boyd	Edwards (Escambia)	Harrison	Locke (Choctaw)
Bradford	Edwards (Jefferson)	Hawkins	Locke (Perry)
Branyon	Faulk	Hodges	McKay
Broadfoot	Ferrell	Holliman	McLendon (Bullock)
Brooks	Franklin	Huddleston	McNider
Brown (Lamar)	Gilmer	Hunt	Martin
Cornett	Gist	Jenkins	Mathison

Merrill	Payne	Shumate	Taylor
Murphy	Perry	Simon	Thomas
Nettles	Pirkle	Solomon	Vacca
Nice	Ramey	Speaks	Ward
Nolen	Reynolds	Steagall	Wood
Oakley	Rodgers	Summerlin	

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## BILLS ON SECOND READING

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 17. Relating to the municipality of Prattville in Autauga County: To alter and rearrange the boundaries of the City.

H. 21. Relating to Bibb County, Alabama; levying a license tax on persons and others engaging in selling tangible personal property at retail and on persons and others conducting places of amusement in said county, the said tax to be measured by the gross receipts or gross proceeds of such businesses; levying an excise tax on the storage, use or other consumption in said county of tangible personal property purchased for use, storage or other consumption in said county; specifying sales and transactions that are exempt from the measurement of the said license tax; specifying property the use, storage or other consumption of which is exempt from the said excise tax; providing for payment of said taxes, making reports and maintaining records with respect thereto, the collection of the said taxes, and the enforcement of the provisions of this act; making applicable to the taxes herein levied, and adopting by reference, certain provisions of Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama, as amended; providing the Commissioner of Revenue and the State Department of Revenue shall have all powers and duties respecting the taxes herein levied and the collection thereof that they have under said Articles 10 and 11, as amended; providing for collection of said excise tax by sellers registered under Section 790 of Title 51 of the Code of Alabama of 1940, as amended; providing that the said license tax shall be added to the sales price or admission fee and passed on to the purchaser or person paying the said admission fee; providing for a discount to persons subject to the said license tax and to such registered sellers; providing for a charge by the State Department of Revenue for collecting the taxes herein levied; and providing for the use of the revenues from said taxes.

H. 25. To amend Act No. 183, H. 558, approved June 23, 1945 (Local Acts of Alabama, 1945, page 99) which divided Butler County into four commissioner's districts and provided for the election, tenure of office and compensation of commissioners for each of such districts.

H. 45. To apply in Cleburne County only; regulating further the taking of fish from public streams and impounded waters; authorizing the taking of catfish by the use of baskets or nets, including wire mesh baskets, on which a privilege license tax has been paid; prohibiting the sale of fish so taken.

H. 47. To amend Act No. 12, H. 7, approved May 24, 1955 (Acts of Alabama, 1955, p. 224), entitled "An Act To regulate the sale of alcoholic beverages in Colbert County."

H. 49. Proposing an amendment to the Constitution of Alabama: To authorize the several school districts of Colbert County to levy and collect a special school tax of fifty cents on each one hundred dollars worth of taxable property.

The above bill was read a second time at length as required by the Constitution.

H. 51. To permit any bank or branch bank located in Colbert County to establish in the municipality of Cherokee, Alabama, one branch bank, branch agency, additional office, or branch place of business in addition to all other branches, agencies, offices, or places of business authorized by law, subject to the approval of the State Superintendent of Banks.

H. 52. Relating to counties having a population of less than eleven thousand nine hundred inhabitants according to the 1950 or any subsequent decennial census of the United States; to provide for the salary of the county superintendent of Education of such counties.

H. 53. To permit any bank in Coosa County to establish one or more branches, or additional offices or places of business, for the receipt of deposits, payment of checks, lending of money, and doing a general banking business, subject to the approval of the State Superintendent of Banks.

H. 57. To propose an amendment to the Constitution of Alabama relative to the costs and charges of courts and the fees, commissions, percentages, allowances, and compensation of certain officers of Cullman County.

The above bill was read a second time at length as required by the Constitution.

H. 76. To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district Commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio Chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal or all laws in conflict with this act, and especially repealing certain acts designated.

H. 77. To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws.

H. 78. To fix the salary of the Deputy Solicitor for Houston County, Alabama, at thirty-six hundred dollars per year, and to provide for the payment thereof.

H. 96. Proposing an amendment to the Constitution relative to Lauderdale County.

The above bill was read a second time at length as required by the Constitution.

H. 99. To prescribe the salary and the manner of payment thereof of certain deputies sheriff for Lamar County.

H. 107. To provide further for the development of Marion County, conferring on the governing body of said county additional powers and authority to provide for public schools and other county improvements.

H. 116. To create and establish the Marion County Superior Court; to define its jurisdiction and powers; to provide for its officers, their appointment, election, term of office, powers, duties and compensation; to provide that the court shall be open at all times for the transaction of business and to authorize the judge to fix the time for sessions for the trial of cases; to empower the court to prescribe its own rules of pleading, practice and procedure; and to give such rules the force and effect of law; to abolish the Marion County Court and transfer all causes pending therein to the court hereby established; and to provide for the transfer of certain causes pending in the circuit court of Marion County.

H. 151. For the relief of T. B. Jarman; authorizing the court of county commissioners, board of revenue, or like governing body of Sumter County to appropriate and pay from the general fund of the county the sum of five hundred dollars (\$500) to said Jarman as damages for an injury to his property.

H. 169. To authorize the circuit solicitor and the county solicitor for any county having a population of not less than 63,500 nor more than 72,500, according to the last or any subsequent federal decennial census, jointly to appoint a secretary, who shall be stationed in the office of the circuit solicitor, and whose compensation shall be \$200 per month, payable from the county treasury.

H. 172. To provide for paid leaves of absence for certain employees of Walker County.

H. 183. Relating to the construction, maintenance and repair of the county roads and bridges of Winston County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department and relieving the county and the officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds, including Winston County's proportionate share of the State gasoline tax, State motor vehicle license tax allocated to the county, supplies, equipment, machinery and materials for the construction, maintenance and repair of county roads and bridges; and repealing conflicting laws.

Mr. Lackey, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 80. To Amend Section 151 of Chapter 8 of Title 52 of the Code of Alabama of 1940 as amended by Act No. 206 of Acts of the 1943 Session of the Legislature, and as amended by Act No. 418 of the 1951 Regular Session of the Legislature.

#### INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Messrs. Thomas, Lee (Barbour), Nolen, McNider, Davis, Jenkins, McKay, Oakley, Nettles, Windle, Locke (Choctaw) and Ward:



H. 184. To create a Board to be known as the State Board of Registration for Foresters; to provide for the qualification of members of said Board; to provide for the appointment of the members of said Board; to provide for their terms of office; to provide for the organization of said Board; to provide for the powers and duties of said Board; to provide for the registration of Foresters; to provide for the recording of licenses; to provide for the definition of the practice of Forestry; to provide for the revocation of licenses; to provide for fees for the issuance and recording of such licenses; to provide for reciprocity; to create a special fund to be known as the "Professional Foresters Fund", and to regulate expenditures therefrom; to repeal all laws in conflict with this Act; and to make an appropriation.

Ways and Means.

By Messrs. Lee (Barbour), Martin, Thomas and Merrill:

H. 185. To amend Section 261, Title 8 of the 1940 Code of Alabama pertaining to charges for administering real estate.

Judiciary.

By Messrs. Lee (Barbour), Martin, Thomas and Merrill:

H. 186. To amend Section 179 (56g), Title 26 of the 1940 Code of Alabama pertaining to charges for administering real estate.

Judiciary.

By Messrs. Ashworth and deGraffenried:

H. 187. To amend further Section 145 of Title 17 of the Code of Alabama (1940), as amended, which requires the judges of probate to have the names of candidates placed on the ballots and prescribes the time and manner of certifying such candidates' names to the judges of probate.

Judiciary.

By Messrs. Ashworth and deGraffenried:

H. 188. To amend Section 388 of Title 17, Code of Alabama (1940) which relates to procedure in election contests when the party committee cannot determine who was elected to office.

Judiciary.

By Messrs. Ashworth and deGraffenried:

H. 189. To amend further Section 414 of Title 17, Code of Alabama (1940), as amended, which relates to the time and place of holding mass meetings, beat meetings or other meetings of voters of a political party for the purpose of nominating candidates for public office.

Judiciary.

By Messrs. Ashworth and deGraffenried:

H. 190. To amend Section 340 of Title 17, Code of Alabama (1940), which prescribes the date for holding primary elections.

Judiciary.

By Messrs. Ashworth and deGraffenried:

H. 191. To amend further Section 348 of Title 17, Code of Alabama (1940), as amended, which regulates the filing by candidates in primary elections of their declarations of candidacy.

Judiciary.

By Messrs. McLendon and Rodgers:

H. 192. Proposing an amendment to the Constitution of Alabama prohibiting the legislature from levying or imposing any new state tax

for state purposes, or increasing the rate of any existing state tax which is levied or imposed for state purposes, or removing or eliminating any exemptions provided under any existing state tax unless the imposition or levy of such state tax, or the increase in the rate of such state tax, or the removal of exemptions, shall have been approved by a majority of the qualified electors of the state voting at a referendum held for that purpose.

Constitution and Elections.

The above bill was read a first time at length as required by the Constitution.

By Mr. Merrill:

H. 193. To authorize and require the State Board of Education to change the name of the normal school or teachers college located at Jacksonville.

Education.

By Mr. Merrill:

H. 194. To amend further Act No. 288, S. 161, approved July 7, 1945 (General Acts of 1945, p. 478), which provides for the commissioning of supernumerary circuit judges.

Judiciary.

By Mr. Merrill:

H. 195. To amend Act No. 936, H. 652, approved September 12, 1951, which prescribed the salary, tenure of office and duties of supernumerary circuit judges and provided for reimbursing them for certain expenses.

Judiciary.

By Messrs. Merrill, Lackey, Edwards (Jefferson), Thomas and Lee (Barbour):

H. 196. Relating to public health; amending further Section 9 of Title 22, Code of Alabama 1940.

Health.

By Messrs. Hunt, Faulk and Harrison:

H. 197. To appropriate three million, one hundred and fifty-one thousand dollars (\$3,151,000) for the year ending September 30, 1957, from the General Fund to the Alabama Special Educational Trust Fund to partially reduce proration of appropriations against the Alabama Special Educational Trust Fund by restoring the one million dollar (\$1,000,000) annual appropriation which amounts to two million dollars (\$2,000,000) for the biennium from the General Fund to said Trust Fund and to provide an additional one million, one hundred and fifty-one thousand dollars (\$1,151,000) for the biennium which represents the amounts appropriated for the giennium to institutions and agencies against the Alabama Special Educational Trust Fund for the first time.

Ways and Means.

By Messrs. Speaks and Gist:

H. 198. To confer on any person who is a recipient of public assistance payable under any program administered by the State Department of Pensions and Security, or the agent or representative of such person, or the parent or guardian of any such person who is a minor, the right and authority to examine and inspect the books, papers, documents, and other such case records pertaining directly to such person, which may be on file with either the State Department of Pensions and Security or with any county department of pensions and security.

Public Welfare.

By Messrs. Speaks, Gist, Harrison and Brassell:

H. 199. To amend Section 3, of Title 54, Code of Alabama, 1940, which provides for the salary of Deputy Sheriffs,

Judiciary.

By Messrs. Speaks, Gist, Harrison and Brassell:

H. 200. To amend Act No. 593, approved September 19, 1949, which authorized the county governing body of the several counties to purchase equipment or supplies and pay for services performed for the sheriff reasonably necessary for the suppression of crime, the apprehension of criminals, or the performance of the sheriff's duties.

Judiciary.

By Messrs. Pirkle, Stenbridge and Solomon:

H. 201. To amend further Act No. 46, H. 36, approved April 6, 1955, which regulates the sale of eggs and provides for the inspection and grading thereof by amending Sections 1, 6, 7, 8, 11 and 13 of said Act.

Agriculture.

By Mr. Huddleston:

H. 202. To amend further Section 12, Title 1, Code of Alabama (1940), as amended, which relates to the time used in this State and the computation thereof, by providing that daylight saving time shall be in effect during that period of the year from the first day of May to the fifteenth day of September.

Conservation.

By Messrs. Payne, Lee (Barbour), Brooks, Wood, Kirkham, Kendall, Dawkins, Nice, Perry, Vacca, Lackey, Hawkins, Martin, Merrill, McNider, Adams (Jefferson), Thomas, Ashworth, Lee (Lawrence), Hunt, Nolen and Edwards (Escambia):

H. 203. Proposing an amendment to the Constitution of Alabama, to authorize the use of a portion of the proceeds derived from the levy of certain special county taxes for the purpose of providing hospital care and treatment for certain indigent residents of the county.

Constitution and Elections.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Edwards (Escambia), Payne, Lee (Barbour), Brooks, Summerlin, Wood, Kirkham, Kendall, Dawkins, Nice, Perry, Vacca, Lackey, Lee (Lawrence), Hawkins, Martin, Merrill, McNider, Adams (Jefferson), Thomas, Ashworth, Hunt and Nolen:

H. 204. To provide a hospital service program for certain indigent residents of the State of Alabama; prescribing the power, duties, and authority of the State Board of Health in the administration and enforcement of the Act; to provide for the appointment, duties, and compensation of the members of an advisory committee, who shall consult with and advise the State Board of Health on matters pertaining to the administration and enforcement of the Act; to provide for the appointment of an admissions committee in each county to determine the indigency of persons making application for hospitalization as indigents, and to prescribe the power, duties, and compensation of members of the admissions committee; to regulate the distribution and expenditure of funds appropriated for the purpose of carrying out the provisions of the Act; and to prescribe penalties for violations of the Act.

Health.

By Mr. Love (with notice and proof):

H. 205. To provide the Sheriff of Covington County, Alabama, and additional Deputy Sheriff to those now provided by law; to fix the salary of said deputy and to make the same payable in equal monthly installments from the General Funds of Covington County, Alabama.

Local Legislation No. 1.

Notice and Proof H. 205:

#### NOTICE

A LOCAL BILL APPEARING BELOW WILL BE INTRODUCED AT THE NEXT SESSION OF THE LEGISLATURE OF ALABAMA.

#### A BILL TO BE ENTITLED AN ACT

To provide the Sheriff of Covington County, Alabama, an additional Deputy Sheriff to those now provided by law; to fix the salary of said deputy and to make the same payable in equal monthly installments from the General Funds of Covington County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1: That the Sheriff of Covington County, Alabama, is hereby provided an additional deputy sheriff to the deputies now provided by law, who shall be appointed by the sheriff of said county and who shall hold office at the discretion of the sheriff, and shall receive a salary of not less than ~~\$2400.00~~ per annum nor more than \$3600.00 per annum, to be paid in twelve equal installments out of the general funds of Covington County, Alabama; the exact amount of said annual salary shall be set by the Covington County Board of Revenue within the minimum and maximum herein fixed, to be evidenced by an order duly entered upon the official minutes of said Board of Revenue.

Section 2: The sheriff shall after appointment of a deputy certify the name of such deputy so appointed to the Board of Revenue or like governing body of said Covington County, and after such certification, it shall be the duty of the Board of Revenue or like governing body to draw or cause to be drawn a warrant upon the general funds of said county, payable to said deputy for the salary fixed and determined by said board, and said warrant shall cover the salary due said deputy from the date of his appointment by the sheriff to the first of the month next succeeding, and said county governing body shall on the first day of each month thereafter during the service rendered by said deputy draw or cause to be drawn a warrant to cover one month's salary or such part thereof as such deputy shall serve.

Section 3: This act shall become effective from and after its approval by the Governor or from the date it shall otherwise become law.

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COVINGTON COUNTY

I, Ben S. Woodham, editor of The Florala News, a weekly newspaper of general circulation published in Covington County, Alabama, do hereby certify that the attached notice has been published in said newspaper for a period of four (4) weeks, appearing in the issues of April 4, 11, 18, 25, 1957.

BEN S. WOODHAM.

Sworn and subscribed to before me this 13th day of May, 1957.

ROXIE MAE LOVE,  
Notary Public.

By Mr. Love (with notice and proof):

H. 206. To increase the minimum and maximum salaries payable to Deputies Sheriff (except the Chief Deputy) of Covington County, Alabama, now authorized under the laws of Alabama.

Local Legislation No. 1.

Notice and Proof H. 206:

#### NOTICE

AT THE NEXT SESSION OF THE LEGISLATURE OF ALABAMA  
A LOCAL BILL WILL BE INTRODUCED AS FOLLOWS:

#### A BILL TO BE ENTITLED AN ACT

To increase the minimum and maximum salaries payable to Deputies Sheriff (except the Chief Deputy) of Covington County, Alabama, now authorized under the laws of Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the Deputies Sheriff (except the Chief Deputy) of Covington County, authorized under general and local laws of Alabama, shall receive a salary of not less than \$2400.0 and not more than \$3600.00 per year.

Section 2. That the salary shall be fixed by order of the Board of Revenue of Covington County at not less than the minimum nor more than the maximum specified in the preceding section, and shall be paid out of the General Fund of the county in twelve equal installments.

Section 3. All laws or parts of laws in conflict with this act are hereby repealed.

Section 4. This act shall take effect on the first day or the fifteenth of the month, whichever is nearer, following its approval by the Governor.  
4-4-4tc.

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COVINGTON COUNTY

I, Ben S. Woodham, editor of The Florala News, a weekly newspaper of general circulation published in Covington County, Alabama, do hereby certify that the attached notice has been published in said newspaper for a period of four (4) weeks, appearing in the issues of April 4, 11, 18, 25, 1957.

BEN S. WOODHAM.

Sworn and subscribed to before me this 13th day of May, 1957.

ROXIE MAE LOVE,  
Notary Public.

By Mr. Summerlin:

H. 207. To amend further Section 104 of Title 51, Code of Alabama (1940), which relates to meetings of boards of equalization.

Ways and Means.

By Messrs. Steagall, Hain and Harrison:

H. 208. To amend Title 34, Section 74 of the Code of Alabama 1940 which relates to contracts between husband and wife, and prohibits a wife from becoming the surety for the husband.

Judiciary.

By Messrs. Steagall and Hain:

H. 209. To permit an infant to hold stock or other securities in corporations, to exercise rights relating thereto, including the transfer of the same, and to protect corporations relying upon such action without actual notice of the infancy, and to permit infants to receive dividends on stock or other securities in corporations and to give complete acquittance and release therefor.

Judiciary.

By Messrs. Hain, Hardy and Gilmer:

H. 210. To appropriate the sum of Five Thousand (\$5,000.00) Dollars to Betty E. Edwards to compensate her for the death of her son, James L. Edwards, while a paid patient at Bryce Hospital for the Insane, at Tuscaloosa, Alabama.

Ways and Means.

By Mr. Ferrell (with notice and proof:)

H. 211. To alter or re-arrange the boundary lines of the City of Fort Payne, DeKalb County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in DeKalb County, Alabama.

Local Legislation No. 1.

Notice and Proof H. 211:

#### NOTICE OF LOCAL LEGISLATION

Notice is hereby given that a local bill will be presented to the Legislature of Alabama at the first session convened or convening after four consecutive weeks publication of this notice relating to the changing and extending of the corporate limits of the City of Fort Payne, DeKalb County, Alabama, and in words and figures substantially as follows:

#### AN ACT

To alter or re-arrange the boundary lines of the city of Fort Payne, DeKalb County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in DeKalb County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundary lines of the City of Fort Payne, DeKalb County, Alabama, be, and the same are altered or re-arranged so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in DeKalb County, Alabama which certain other territory is described as follows:

Commencing at Southwest corner of Section 33, Township 6, South, Range 9 East being a point on North line of existing city limits of Fort Payne, Alabama for a point of beginning, thence North along the West line of said Section 33 to one-half mile corner on West side of said Section; thence East along the North line of the Southwest quarter of said Section 33 800 feet more or less, and to intersection with the center line of Beeson Branch; thence Southeasterly along the meanderings of the center line of said Beeson Branch, 2075 feet, more or less, and to the

West right-of-way line of the AGSRR Co; thence S. 39° 2' West along the West right-of-way line of AGSRR Co. 1309 feet, more or less, and to the South line of Section 33; thence West along the South line of said Section 33 (also being the existing city limit line of Fort Payne, Alabama) 1489 feet, more or less, and to the point of beginning, lying and being in the West one-half of Section 33, Township 6 South, Range 9 East, DeKalb County, Alabama.

Section 2. That the territory particularly described in Section One of this act shall hereafter be and constitute a part of the City of Fort Payne, DeKalb County, Alabama.

Section 3. That all laws and parts of laws, both general, special and local, in conflict with this act be, and the same are hereby repealed.

Section 4. That this act shall go into effect immediately upon its passage and approval by the governor. 3-26-4t.

#### PUBLISHER'S CERTIFICATE

STATE OF ALABAMA }  
COUNTY OF DEKALB } ss:

Personally appeared before the undersigned, a Notary Public, within and for said County and State, JAMES YOUNG, publisher of The Fort Payne Journal, a newspaper published at Fort Payne, County of DeKalb, State of Alabama, who being duly sworn, states on oath that the notice, a true copy of which is hereto annexed, was published in said newspaper in its issues of March 26, April 2, April 9, and April 16, 1956.

JAMES H. YOUNG,  
Publisher.

Sworn to and subscribed before me this 23 day of May, 1956.

W. W. WATSON,  
Notary Public.

My commission expires March 1, 1960.

By Messrs. Ferrell, Burkhalter, Money and Gist:

H. 212. To amend further Section 1 of Act No. 691, S. 284, approved September 5, 1951 (Acts of Alabama, 1951, p. 1192), entitled "An Act to fix the compensation of court reporters, and providing for the payment thereof."

Judiciary.

By Mr. Johnson (Elmore) (with notice and proof):

H. 213. To provide for a Chief Deputy Sheriff and other Deputies Sheriff of Elmore County, Alabama, and to provide for their compensation and allowances of expenses.

Local Legislation No. 1.

Notice and Proof H. 213:

#### NOTICE!

Notice is hereby given that when the Legislature of Alabama again convenes application will be made for the passage and approval of a certain bill affecting Elmore County which in substance is as follows:

A BILL  
TO BE ENTITLED  
AN ACT

To provide for a Chief Deputy Sheriff and other Deputies Sheriff of Elmore County, Alabama, and to provide for their compensation and allowances of expenses.

Be It Enacted by the Legislature of Alabama:

Section 1. That the Sheriff of Elmore County, Alabama, shall have one Chief Deputy and may have four additional Deputies, all to be appointed by him.

Section 2. The Chief Deputy Sheriff shall receive a salary of not exceeding \$300.00 per month, the same to be fixed by the Court of County Commissioners of said County.

Section 3. The said Sheriff may also have a Deputy Sheriff who shall receive a salary not exceeding \$275.00 per month, the same to be fixed by the Court of County Commissioners of said County.

Section 4. Said Sheriff may also have a Deputy who shall receive a salary of not exceeding \$275.00 per month, the same to be fixed by the Court of County Commissioners of said County.

Section 5. Said Sheriff may also have a deputy who shall receive a salary of not exceeding \$275.00 per month, the same to be fixed by the Court of County Commissioners of said County, and whose duties shall be performed principally in that section of Elmore County west of the Coosa River.

Section 6. The said Chief Deputy and the Deputies authorized in Sections 4 and 5 hereof in addition to the regular monthly compensation shall each be paid for traveling in the performance of his official duties as such Chief Deputy and Deputies at the rate of five cents per mile in all cases where he provides his own vehicle and pays for operating the same, provided, however, that none is paid more than \$100.00 in any month for such for such expenses.

Section 7. Said Sheriff may also have an additional Deputy who shall not be paid any salary out of public funds of the County and whose duties shall be performed principally in the vicinity of Martin Lake but who shall be entitled to his actual expenses for traveling in the performance of his official duties at the rate of five cents per mile provided, however, that he is not paid more than \$100.00 in any one month for such expenses.

Section 8. The regular monthly salaries of the Chief Deputy and other Deputies hereinabove provided for shall be payable in equal monthly installments out of the general fund of Elmore County, Alabama, and all travel expenses hereinabove provided for shall be paid each month out of the general fund of the County upon presentation of claims therefor filed with the Court of County Commissioners of said County for the number of miles so traveled during the preceding month.

Section 9. Before entering upon the duties of their office the Chief Deputy and each of said Deputies herein authorized shall execute a bond conditioned and approved as required by law for bonds required by Sheriffs in the sum of \$1,000.00 payable to the State of Alabama and recorded and filed in the Probate Office of said County.

Section 10. That all laws and parts of law in conflict with this act are hereby repealed.



Section 11. If any section or provision hereof is held to be invalid, the other parts of this act shall nevertheless remain in full force and effect.

Section 12. This act shall become effective on the first day of the month next succeeding its passage and approval or its otherwise becoming a law.

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THE STATE OF ALABAMA  
ELMORE COUNTY

Before me the undersigned authority personally appeared W. H. Golson, who by me first being duly sworn deposes and says that he is the Publisher of The Wetumpka Herald, a weekly newspaper published at Wetumpka, in Elmore County, Alabama, and that the attached notice Legal Notice: A Bill to be entitle an Act was published in said newspaper for 4 successive weeks towit: April 4, 11, 18, 25, 1957.

W. H. GOLSON,  
Publisher of The Wetumpka Herald.

Sworn to and subscribed before me this the 10 day of May, 1957.

ELAINE HOLLEY,  
Notary Public.

By Messrs. Law, Shumate, Selman, Speaks, Gist, Albea, Merrill, Brassell, Edwards (Escambia), Kendall, Franklin, McKay, Lee (Barbour) and Johnson (Tallapoosa):

H. 214. To exempt certain veterans of the armed forces of the United States from the requirement for procuring a license to hunt or fish in this State; and to provide for the issuance of exempted hunting and fishing licenses to such veterans.

Ways and Means.

By Messrs. Edwards (Escambia) and Brassell:

H. 215. To repeal Section 2 of an Act approved September 11, 1951 entitled "An Act To provide that any person whose sentence to death has been commuted by the Governor to life imprisonment shall not thereafter be eligible for pardon unless his innocence of the crime for which he was convicted is proved to the satisfaction of the Board of Pardons and Paroles, and such board votes unanimously to grant such person a pardon and the granting of the pardon is approved by the Governor; to provide that any person whose sentence to death has been commuted by the Governor to life imprisonment shall not thereafter be eligible for parole until such person shall have served at least fifteen years of such life sentence" (Act No. 804, S. 355, Acts of 1950-51, Vol. II, p. 1401).

Judiciary.

By Mr. Hawkins:

H. 216. TO PROVIDE FOR A BOARD OF INSURANCE COMMISSIONERS AND THE APPOINTMENT OF MEMBERS THERETO; TO PROVIDE FOR THE QUALIFICATIONS, TERMS OF OFFICE, POWERS, DUTIES, PREROGATIVES, BONDS AND COMPENSATION OF MEMBERS OF SUCH BOARD; TO ABOLISH THE OFFICE OF SUPERINTENDENT OF INSURANCE AND TRANSFER THE FUNCTIONS AND DUTIES THEREOF; TO MAKE AN APPROPRIATION FOR SALARIES FOR SAID COMMISSIONERS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 1957; TO REPEAL ALL LAWS IN CONFLICT HERewith; AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ACT.

Ways and Means.

By Messrs. Hawkins and Thomas:

H. 217. To provide for the acquisition of certain real estate by the Board of Trustees of the University of Alabama to be developed as a State Health Center, and to make an appropriation for that purpose.

Ways and Means.

By Mr. Martin:

H. 218. TO PROVIDE FOR THE PLACEMENT AND ADMINISTRATION OF SURPLUS LINE INSURANCE: TO DEFINE AND AUTHORIZE SURPLUS LINE BROKERS: TO DEFINE SURPLUS LINE INSURANCE: TO PROVIDE FOR THE PLACING OF SURPLUS LINE INSURANCE: TO PROVIDE FOR THE RECORD KEEPING OF CONTRACTS OF SURPLUS LINE INSURANCE: TO PROVIDE THE LICENSING OF SURPLUS LINE INSURANCE AND TO PROVIDE FOR THE LICENSE FEE THEREFOR: TO PROVIDE FOR THE PLACEMENT OF SURPLUS LINE INSURANCE: TO PROVIDE FOR THE COLLECTION AND PAYMENT OF TAXES ON PREMIUMS OF SURPLUS LINE INSURANCE: TO PROVIDE PENALTIES FOR THE VIOLATION OF THIS ACT: TO PROVIDE FOR AN EFFECTIVE DATE OF THIS ACT:

Ways and Means.

By Messrs. Martin and Lee (Barbour):

H. 219. To amend Sections 1 and 6 of an Act entitled "Establishing a system of diversified prison industries to be operated with the use of prisoners of the State; providing for the classification and training of prisoners employed in prison industries; providing for the requisitioning, purchase, and supply of prison products for the use and consumption of tax supported institutions, departments, boards, commissions and other agencies of the State; providing for the purchase of supplies, materials and equipment required for the operation of prison industries; establishing a revolving fund for the operation of prison industries; and providing penalties for violations of this Act," approved August 31, 1953.

Ways and Means.

By Messrs. Solomon, Mathison, Stembridge, Steagall, Edwards (Escambia), Love, Summerlin, Kendall, Dickson, Killough, Taylor, Boyd, Bassett, Lee (Barbour), Hare, McNider, Oakley, Nettles, Nolen, Gilmer, Brooks, Stokes, McLendon, Faulk, Thomas, Merrill, Windle and Ashworth:

H. 220. To authorize and provide for the producers of certain agricultural commodities to act jointly and in cooperation with handlers, processors, and the State Department of Agriculture and Industries in promoting the production, distribution, use and consumption of such commodities; providing that producers may levy upon themselves assessments for the purpose of financing a promotional program, and providing for the imposition of such assessments and the collection thereof; superseding an act approved October 9, 1947 entitled "An Act To enable farmers who are producers of agricultural commodities to act jointly with dealers and processors in promoting the sale, distribution and consumption of such Alabama products" (Act No. 699, H. 594, General Acts of 1947, p. 536).

Agriculture.

By Messrs. Solomon, Mathison, Hain, Hardy, Lee (Barbour), Thomas, Gilmer, Franklin, McKay, Payne, Kendall, Summerlin, Brooks, Brannan, Stembridge, Stokes and Steagall:

H. 221. To amend the Act approved September 19, 1953, entitled "An Act To Further provide for the general revenue of the State of Alabama and to fix the license and registration fee on certain motor vehicles" (Act No. 775, H. 40, Acts of Alabama 1953, Vol. II, p. 1046).

Ways and Means.

By Messrs. Solomon, Lee (Barbour), Harrison, Stembridge, Hain, Steagall, Franklin, McKay, Edwards (Escambia), Crook, McLendon, Ward, Merrill, Albea, Mathison, Hardy, Summerlin and Kendall:

H. 222. To amend Section 4 of Act No. 365 of the Legislature of 1947, approved August 16, 1947, (General Acts of 1947, p. 251) which Act provides for an alternate method of paying and collecting the stamp tax or fee on sales of commercial fertilizer, such amendment to Section 4 thereof to dispense with the requirement that monthly reports of sales shall be under oath.

**Agriculture.**

By Messrs. Solomon and Mathison (with notice and proof):

H. 223. To alter, re-arrange, and extend the boundaries of the City of Headland in Henry County.

**Local Legislation No. 1.**

Notice and Proof H. 223:

**LEGAL NOTICE**

**STATE OF ALABAMA  
COUNTY OF HENRY**

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

**A BILL  
TO BE ENTITLED  
AN ACT**

To alter, re-arrange, and extend the boundaries of the City of Headland in Henry County.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries of the City of Headland in Henry County are hereby altered, re-arranged and extended so as to embrace within the corporate limits of said municipality an area of sixteen square miles, as follows: Commencing at a point two miles due west of the center of the square in the City of Headland, as it is now laid off, and running thence due north a distance of two miles, thence due east a distance of four miles, thence due south a distance of four miles, thence due west a distance of four miles, and thence due north a distance of two miles to the starting point.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Mar 28 Apr 4-11-18c

**PROOF OF PUBLICATION**

**STATE OF ALABAMA  
COUNTY OF HENRY**

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. Edward Dodd, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Wiregrass Farmer, a newspaper of general circulation published in Henry County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared

in the issues of said paper on March 28, April 4, April 11, and April 18, all in the year 1957.

J. EDWARD DODD.

Sworn to and subscribed before me April 18, 1957

JIMMY McCLENNY,  
Notary Public State At Large.

By Messrs. Vacca, Dement, Edwards (Escambia), Brooks and Broadfoot:  
H. 224. TO REQUIRE ELECTRIC MARKER WARNING LIGHTS ON THE REAR OF ALL COMMON CARRIER RAILROAD TRAINS; TO REQUIRE ADEQUATE ELECTRICAL LIGHTING WITHIN CABOOSSES FOR CLERICAL WORK; TO AUTHORIZE THE PUBLIC SERVICE COMMISSION TO PROMULGATE RULES AND REGULATIONS CONCERNING SAME. TO PROVIDE A PENALTY FOR THE VIOLATION OF THIS ACT; TO PROVIDE AN EFFECTIVE DATE; TO REPEAL CONFLICTING LAWS; AND FOR OTHER PURPOSES.

Judiciary.

By Mr. Ward:

H. 225. To provide for constructing and equipping a building at Auburn, Alabama for the State Toxicologist; and to make an appropriation for that purpose.

Ways and Means.

By Mr. Brooks:

H. 226. Relating to motor vehicles: To require as a condition of registration that every person applying for the registration of a motor vehicle shall secure and pay the premium on a motor vehicle liability insurance policy issued by an insurance company authorized to transact business within the State of Alabama, or otherwise establish financial responsibility; and prescribing penalties for violations of the Act.

State Administration.

By Mr. Roberts (with notice and proof):

H. 227. Making an appropriation from the treasury of Madison County for the relief of R. B. Massey, to compensate him for property damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal liability and cannot be sued.

Local Legislation No. 1.

Notice and Proof H. 227:

STATE OF ALABAMA  
COUNTY OF MADISON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Making an appropriation from the treasury of Madison County for the relief of R. B. Massey, to compensate him for property damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal liability and cannot be sued.

Be It Enacted by the Legislature of Alabama:

Section 1. The sum of one hundred ten dollars (\$110)) is hereby appropriated from the treasury of Madison County to the use and benefit of R. B. Massey, for the purpose of compensating the said R. B. Massey for property damages incurred as a result of a motor vehicle accident involving a truck owned by the county and an automobile owned by the said Massey. Said accident occurred on or about March 16, 1956, within the city limits of Huntsville, under such circumstances that the county is morally and justly obligated to pay the damage, but the said Massey has no recourse at law to recover the same.

Section 2. The court of county commissioners, board of revenue, or like governing body of Madison County is hereby authorized, directed, and required to draw or cause to be drawn a warrant on the treasury of said county in favor of R. B. Massey for the amount appropriated herein, and the custodian of county funds is hereby authorized, directed, and required to pay the same upon due presentation thereof.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law. April 4, 11, 18, 25, 1957.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF MADISON

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. C. Lewis, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Secretary-Treasurer of the Huntsville Times, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 4, April 11, April 18, and April 25, all in the year 1957.

W. C. LEWIS,  
Secretary-Treasurer.

Sworn to and subscribed before me April 26, 1957.

OPAL H. DILWORTH,  
Notary Public.

By Messrs. Holliman and Kirkham:

H. 228. To regulate further the office of the Solicitor of the Seventeenth Judicial Circuit of Alabama: Creating special funds for expenditure by the circuit solicitor in law enforcement and in the conduct of his office.

#### Local Legislation No. 1.

By Messrs. Fite, Branyon, Albea, Selman, Lee (Lawrence), Gist, Dement, Oden, Roberts, Hare, Hunt, Pirkle, Brown (Lamar), Broadfoot, Gregory, Harrison, deGraffenried, Callahan, Franklin, Goodwyn, Johnson (Elmore), Ferrell, Reynolds, Burkhalter, Stembridge, Brassell, Nolen, McNider, Ashworth, Lee (Barbour), Merrill, Payne, Wood, Adams (Tallapoosa) and Thomas:

H. 229. To amend Section 180, Title 51, Code of Alabama 1940 as amended by Act No. 519, H. 212, General Acts of Alabama 1943, page 487.

Ways and Means.

By Messrs. Fite, Branyon, Albea, Selman, Lee (Lawrence), Gist, Dement, Oden, Roberts, Hunt, Pirkle, Brown (Lamar), Broadfoot, Gregory, Harrison, deGraffenried, Callahan, Franklin, Goodwyn, Johnson (Elmore), Ferrell, Reynolds, Burkhalter, Stembridge, Brassell, Nolen, McNider, Hare, Ashworth, Lee (Barbour), Merrill, Payne, Wood, Adams (Tallapoosa), and Thomas:

H. 230. To amend Section 179, Title 51, Code of Alabama 1940, as follows:

Ways and Means.

By Messrs. Fite, Branyon, Albea, Selman, Lee (Lawrence), Gist, Oden, Dement, Roberts, Hunt, Pirkle, Brown (Lamar), Broadfoot, Harrison, Gregory, deGraffenried, Callahan, Franklin, Goodwyn, Johnson (Elmore), Ferrell, Reynolds, Burkhalter, Stembridge, Brassell, Nolen, McNider, Hare, Ashworth, Lee (Barbour), Merrill, Payne, Wood, Adams (Tallapoosa), and Thomas:

H. 231. To amend an act approved August 26, 1955 (Act No. 289, H. 273, Acts of Alabama, 1955, Vol. I, p. 661), which provides for the withholding of income taxes from wages and salaries, so as to require employers to remit taxes withheld during July and August of each year on or before the following 15th day of September.

Ways and Means.

By Messrs. Fite, Branyon, Albea, Selman, Lee (Lawrence), Gist, Oden, Dement, Roberts, Hunt, Pirkle, Brown (Lamar), Broadfoot, Harrison, Gregory, deGraffenried, Callahan, Goodwyn, Franklin, Johnson (Elmore), Ferrell, Reynolds, Burkhalter, Stembridge, Brassell, Nolen, McNider, Hare, Ashworth, Lee (Barbour), Merrill, Payne, Wood, Adams (Tallapoosa), and Thomas:

H. 232. To amend Section 182, Title 51, Code of Alabama 1940, as follows:

Ways and Means.

By Messrs. Goodwyn, Nolen, Dawkins, Hall, Kendall, Hain, Simon, Killough, Dickson, Nice, Kirkham, Wood, and Holliman:

H. 233. To provide that Radio and Television Stations or Networks shall not be liable for certain defamatory statements by persons other than the owner, licensee, operator, agent or employee thereof.

Judiciary.

By Messrs. Stokes, Cornett, Kendall, Goodwyn, Steagall, Lee (Barbour), Simon, Murphy, Tyson, Wood, Oden, Gregory, Albea, Stembridge, Mathison and Hawkins:

H. 234. To fix the compensation of Circuit Solicitors payable from the State Treasury.

Judiciary.

By Messrs. Jenkins, Cox, Hunt, Locke (Perry), DeSear, Speaks, Ashworth, Oden, Lee (Lawrence), Gregory, Vacca, Harrison, Harvey, Payne, McKay, Love, Kendall, Brassell, Mathews, Mathison, Solomon, Perry, Huddleston, Reynolds, McClendon, Merrill, Thomas, Lee (Barbour), Albea, Steagall, Davis, Burkhalter, Bradford, Wood, Killough, Dickson, Money, Cornett, Taylor, Nolen, deGraffenried, Boyd, Bassett, Ferrell, Simno, Johnson (Tallapoosa) and Haltom:

H. 235. Authorizing certain city and county superintendents of education, who are over the age of seventy, to be continued in office; and prescribing conditions for their continued employment.

Education.

By Messrs. Harrison, Wood, Bassett, Boyd, Summerlin, Wnidle, Edwards (Jefferson), Johnson (Tallapoosa), Brooks, Edwards (Escambia), Kirkham, Holliman:

H. 236. To create a temporary commission for the study of Alabama's water resources, factors affecting water quality, and quantitative use of same, said Commission to be known as the Water Resources Study Commission; to provide for membership of said Water Resources Study Commission; to provide for the duties of said Commission; to provide for the expenditure of funds to carry out the purposes of this Act; and to provide for an expiration date for said Commission.

Conservation.

By Messrs. Harrison and Cox:

H. 237. Relating to state parks: To regulate further the sale and cutting of timber from lands forming the state park system, or any part thereof, by prescribing conditions under which timber therefrom may be sold; prescribing the manner in which such sales may be made; providing for the supervision of the cutting and removal of timber so sold; and prescribing penalties.

Conservation.

By Mr. Harrison:

H. 238. To amend further Section 3 of Title 54, Code of Alabama (1940), which relates to the appointment, term, and compensation of a chief deputy to the sheriff in each of the various counties.

Local Legislation No. 1.

By Mr. Harrison:

H. 239. To authorize and regulate through certification and registration the practice of psychology; creating the State Board of Psychological Examiners of Alabama, and prescribing its powers and duties; prescribing qualifications of persons to practice psychology, fees for certification, and penalties for violations of this Act; authorizing the board to examine applicants for certification as psychologists, and to issue, deny, suspend, or revoke certificates to practice psychology; prescribing the manner of appealing from the decisions of the board to the courts of the State; providing for the collection and disbursement of all fees, penalties, and other such funds; and providing for the enforcement of the Act.

Health.

By Messrs. Adams (Tallapoosa), Nice, Martin and Kendall:

H. 240. To amend Section 215 of Title 22, Code of Alabama (1940), which prescribes the license fees payable by persons licensed by the Alabama State Milk Control Board.

Ways and Means.

By Messrs. Adams (Tallapoosa), Nice, Martin, Stokes and Kendall:

H. 241. To amend further Section 207 of Title 22, Code of Alabama (1940), which relates to the organization of the Alabama State Milk Control Board, and the appointment, qualifications, terms, and compensation of its members.

Agriculture.

By Messrs. Adams (Tallapoosa), Nice, Martin, Stokes and Kendall:

H. 242. To amend Section 223 of Title 22, Code of Alabama (1940), which relates to the holding of price-fixing hearings and the issuance of price-fixing orders by the Alabama State Milk Control Board.

Agriculture.

By Messrs. Adams (Tallapoosa), Nice, Martin, Stokes, Kendall and Goodwyn:

H. 243. To amend further Section 221 of Title 22, Code of Alabama (1940), which relates to the disposition of license fees, fines and other monies received or collected by the Alabama State Milk Control Board.

Agriculture.

By Messrs. Adams (Tallapoosa), Nice, Martin, Stokes, Kendall and Goodwyn:

H. 244. To amend Section 208 of Title 22, Code of Alabama (1940), which relates to the employees of the Alabama State Milk Control Board.

Agriculture.

By Messrs. deGraffenried and Callahan:

H. 245. To amend further Section 753 of Title 51, Code of Alabama of 1940, which relates to the rate of sales tax.

Ways and Means.

By Messrs. deGraffenried, Ashworth, Callahan, Speaks, Gist and Selman:

H. 246. Relating to elections; authorizing, directing and requiring the regular grand jury required by law to be empaneled in each county in the State to investigate and examine certain ballot boxes and voting machines used at each election for the purpose of comparing the number of ballots in the ballot boxes and the number of votes recorded on the counting mechanism of the voting machines, including irregular and challenged ballots, with the number of votes recorded on the statements of canvass and declaration or certificates of result which are required by law to be made by persons conducting an election; and regulating such investigation and examination.

Judiciary.

By Mr. Selman (with notice and proof):

H. 247. To authorize the sheriff of Walker County to appoint additional deputies whose compensation shall be paid out of the general fund in the county treasury.

Local Legislation No. 1.

Notice and Proof H. 247:

## LEGAL NOTICE

### STATE OF ALABAMA COUNTY OF WALKER

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

### A BILL TO BE ENTITLED AN ACT

To authorize the sheriff of Walker County to appoint additional deputies whose compensation shall be paid out of the general fund in the county treasury.

Be It Enacted by the Legislature of Alabama:

Section 1. The sheriff of Walker County is hereby authorized to appoint two deputies in addition to all other deputies authorized by law. Each of such deputies shall be entitled to receive a salary of three hun-



dred twenty-five dollars (\$325) a month, payable monthly from the general fund in the county treasury.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective on the first day of the month next following its passage and approval by the Governor or its otherwise becoming a law.

HOWARD TURNER, Sheriff.

3-29-3tc

### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF WALKER

Before me, the undersigned authority in and for said County in said State, this day personally appeared Margaret Phillips, bookkeeper, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was bookkeeper of the Mountain Eagle, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 12, 1956, July 19, 1956, July 26, 1956, and Aug. 2, all in the year 1956.

MARGARET PHILLIPS.

Sworn to and subscribed before me May 7, 1957.

FAY O'REAR,  
Notary Public.

By Mr. Selman:

H. 248. To amend Sections 1, 5, 15, 21, and 25 of Act No. 704, H. 475, approved September 5, 1951 (Acts of Alabama, 1951, p. 1224), which is known as the "Motor Vehicle Safety-Responsibility Act," by prescribing the amounts of security and proof of ability to respond in damages for liability by owners or operators of motor vehicles which are involved in certain accidents; by prescribing the amounts required to satisfy judgments rendered against certain persons for damages arising out of accidents involving motor vehicles; by increasing the limits of liability under the terms of a motor vehicle liability policy, as defined by the Act; and prescribing the amount in cash or securities which may be deposited with the State Treasurer as proof of financial responsibility, as defined by the Act.

Judiciary.

By Mr. Selman (with notice and proof):

H. 249. To fix the compensation of the deputies and other assistants to the sheriff of Walker County; and to repeal conflicting laws.

Local Legislation No. 1.

Notice and Proof H. 249:

### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF WALKER

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To fix the compensation of the deputies and other assistants to the sheriff of Walker County; and to repeal conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The deputies and other assistants to the sheriff of Walker County shall receive the following compensation: The chief deputy sheriff shall receive a salary of four thousand five hundred dollars (\$4,500) per annum; deputies or bailiffs whose salaries are paid by the county shall each receive a salary of three thousand nine hundred dollars (\$3,900) per annum; jailers paid by the county shall each receive an annual salary of three thousand dollars (\$3,000). The salaries of such deputies and assistants to the sheriff shall be payable in equal monthly installments out of the general funds of the county in the same manner as now prescribed by law.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective on the first day of the month next following its passage and approval by the Governor, or its otherwise becoming a law.

HOWARD TURNER, Sheriff.

3-29-3tc

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF WALKER

Before me, the undersigned authority in and for said County and in said State, this day personally appeared Margaret Phillips, who being by me first duly sworn, deposes and says that during the times herein mentioned she was bookkeeper of THE MOUNTAIN EAGLE, a newspaper of general circulation published in WALKER County, Alabama, and that the attached notice was published in said newspaper once a week for four consecutive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 12, July 19, July 26, and August 2, all in the year 1956.

MARGARET PHILLIPS.

Sworn and subscribed before me this 7th day of May, 1957.

FAY O'REAR,  
Notary Public.

By Mr. Kelly (with notice and proof):

H. 250. To provide further for the salary and compensation of the superintendent of education of Winston County.

Local Legislation No. 1.

Notice and Proof H. 250:

STATE OF ALABAMA  
COUNTY OF WINSTON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To provide further for the salary and compensation of the superintendent of education of Winston County.

Be It Enacted by the Legislature of Alabama:

Section 1. The county superintendent of education of Winston County shall be entitled to receive a salary of seven thousand five hundred dollars (\$7,500) per annum. The salary of the superintendent shall be paid in the same manner as is provided by the general laws of Alabama for the payment of salaries of county superintendents of education. In addition to the salary authorized by this Act, the county board of education of Winston County is empowered to fix, approve, and authorize the payment of traveling expenses, not in excess of one thousand dollars \$1,000) annually, actually incurred by the county superintendent of education in the performance of his official duties both within and without the county.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective July 1, 1957.

J. H. KELLY,  
Representative,  
Winston County, Ala.

CSE—4-19-26-5-3-10

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF WINSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Jay Thornton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Advertiser, a newspaper of general circulation published in Winston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 19, April 26, May 3, and May 10, all in the year 1957.

JAY THORNTON.

Sworn to and subscribed before me May 10, 1957.

R. S. THORNTON,  
Notary Public.

By Mr. Kelly (with notice and proof):

H. 251. To amend Act No. 465, H. 743, approved September 9, 1955 (Acts of Alabama, 1955, p. 1054), entitled "An Act Relating to the operation of school buses in Winston County; providing that the county board of education shall employ no person as school bus driver unless such person is at least 25 years of age; and requiring the county board of education to pay school bus drivers a prescribed minimum salary, and to cause heaters to be placed in the buses."

Local Legislation No. 1.

Notice and Proof H. 251:

STATE OF ALABAMA  
COUNTY OF WINSTON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To amend Act No. 465, H. 743, approved September 9, 1955 (Acts of Alabama, 1955, p. 1054), entitled "An Act Relating to the operation of school buses in Winston County; providing that the county board of education shall employ no person as school bus driver unless such person is at least 25 years of age; and requiring the county board of education to pay school bus drivers a prescribed minimum salary, and to cause heaters to be placed in the buses."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 465, H. 743, approved September 9, 1955 (Acts of Alabama, 1955, p. 1054), entitled "An Act Relating to the operation of school buses in Winston County; providing that the county board of education shall employ no person as school bus driver unless such person is at least 25 years of age; and requiring the county board of education to pay school bus drivers a prescribed minimum salary, and to cause heaters to be placed in the buses," is amended to read as follows:

"Section 1. The county board of education of Winston County shall employ no person as a school bus driver who is not at least 25 years of age at the time of his employment, and shall pay school bus drivers a salary of at least one hundred dollars (\$100) per month. The county board of education of Winston County shall also cause heaters to be placed in the county school buses."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

SBD—4-19-26-5-3-10

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF WINSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Jay Thornton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Advertiser, a newspaper of general circulation published in Winston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 19, April 26, May 3, and May 10, all in the year 1957.

JAY THORNTON.

Sworn to and subscribed before me May 10, 1957.

R. J. THORNTON,  
Notary Public.

By Messrs. Haltom, Davis, Martin, Harvey, Locke (Choctaw), Wood, Holliman, Bassett, Kirkham, Killough, Taylor, Goodwyn, Edwards (Escambia), Stembridge, DeSear, Broadfoot, Money, Gist, Lee (Lawrence), Roberts, Reynolds, Gregory, Selman, Shumate, Branyon, Dement, Huddleston, Brown (Lamar), Hawkins, Steagall, Ward, Hall, Mathison, Law, Kelly, Windle, Edwards (Jefferson), Vacca, Nice, Hunt, Jenkins, Cox, Locke (Perry), Ramey, Pirkle, Hodges, Dickson, Nolen, Brooks, Johnson (Tallapoosa), Burkhalter, Johnson (Elmore), Ferrell, Ashworth, Fite and Lackey:

H. 252. To propose and to provide for the submission of an amendment to the Constitution of Alabama authorizing the State to engage in works of internal improvement along navigable waterways within the State by way of docks and other facilities, in aid of commerce and use of waterways of the State, and authorizing the State to become indebted for not exceeding \$10,000,000 aggregate principal indebtedness in connection therewith and authorizing pledge of the faith and credit of the State to secure the repayment of such indebtedness and interest thereon.

#### Ways and Means.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Haltom, Davis, Martin, Harvey, Locke (Choctaw), Wood, Holliman, Bassett, Kirkham, Killough, Taylor, Goodwyn, Edwards (Escambia), Stembridge, DeSear, Broadfoot, Gist, Money, Lee (Lawrence), Roberts, Reynolds, Gregory, Selman, Shumate, Branyon, Dement, Huddleston, Brown (Lamar), Hawkins, Steagall, Ward, Hall, Mathison, Law, Kelly, Windle, Vacca, Edwards (Jefferson), Nice, Hunt, Jenkins, Cox, Locke (Perry), Ramey, Pirkle, Hodges, Dickson, Nolen, Brooks, Johnson (Tallapoosa), Burkhalter, Johnson (Elmore), Ferrell, Ashworth, Fite and Lackey:

H. 253. To provide for development by the State of Alabama, through the Alabama State Docks Department, of docks and facilities of every kind along navigable waterways of the State in aid of commerce and use of such waterways; to implement, when ratified, the provisions of a Constitutional Amendment submitted by the Legislature of Alabama authorizing the State to engage in works of internal improvement by promoting, developing, constructing, maintaining and operating along navigable streams and waterways of Alabama all manner of docks and facilities of every kind, in aid of commerce and use of waterways of the State and authorizing the State to engage in such works at a cost of not exceeding \$10,000,000 and to incur indebtedness not exceeding in aggregate \$10,000,000 of principal indebtedness and authorizing the pledge of the faith and credit of the State to the payment of such indebtedness; to designate the State to engage in such works of internal improvement; to designate the Alabama State Docks Department as the agency of the State to undertake, manage, operate and control such developments and improvements; to prescribe the powers, duties and authority of the Alabama State Docks Department in connection therewith and the authority of the Director of State Docks with regard thereto; to provide that the provisions of this Act shall be supplemental of and in addition to the provisions of any other laws relating to the Alabama State Docks Department; to authorize the State to become indebted to the extent of not exceeding \$10,000,000 of principal indebtedness to carry out the provisions of this Act; to provide for the issuance of direct general obligation bonds of the State for the repayment of such indebtedness and interest thereon; to prescribe in general the terms of such bonds and the method and manner of issuance thereof; to exempt the same from taxation; to provide for the payment of any indebtedness evidenced by bonds issued pursuant to this Act and to pledge the full faith and credit of the State to the payment of such indebtedness; to provide the use of funds obtained

pursuant to the provisions of this Act; to provide for the acquisition and use of property under the terms of this Act and for exercise of the power of eminent domain with regard thereto; and to prescribe the powers, duties and responsibilities, in carrying out the purposes of this Act, of the Governor, the Alabama State Docks Department and the Director of State Docks and other officers of the State with regard to such development and use, the financing of such developments and use, the incurring of indebtedness by the State for such purpose and the method of repayment thereof, and the pledge of the general faith and credit of the State with regard thereto; to authorize the Alabama State Docks Department to fix reasonable rates of charges for services for use of facilities established pursuant to this Act and require others to charge in like manner for like services; and to provide an effective date of this Act.

#### Ways and Means.

By Messrs. Gist, Money, Speaks, Nettles, Brown (Lamar), Branyon, Ashworth, Ferrell, Johnson (Elmore), Roberts, Kelly, Pirkle, Burkhalter, Lee (Lawrence), Dement, Selman and Shumate:

H. 254. Regulating the same and purchase of milk for use in certain public schools; authorizing the purchase of milk for use in public school systems on the basis of competitive bids and prescribing the procedure for soliciting bids and awarding contracts; exempting milk sold to public school systems on the basis of competitive bids from regulations and orders fixing a minimum price therefor promulgated by the Alabama State Milk Control Board or any other organization; prohibiting donations from milk dealers as an inducement to acceptance of a bid, and prescribing penalties therefor.

#### Education.

### RESOLUTION

The following resolution was introduced:

By Mr. Brassell:

H. R. 11. Be it resolved by the House of Representatives, That Bowen H. Brassell, Esq., of Phenix City, be, and he hereby is elected Judge of the Juvenile Court of Russell County, all of which is in accordance with the provisions of H. B. No. 328, Act No. 156, approved June 30, 1953.

The Speaker ruled that in accordance with the provisions of H. B. No. 328, Act No. 156, approved June 30, 1953, that the above and foregoing resolution, H. R. 11, was unnecessary.

The motion of Mr. Cornett to lay on the table the motion of Mr. Martin that the House, in accordance with the provisions of H. B. No. 328, Act No. 156, approved June 30, 1953, now proceed to the election of a Judge of the Juvenile Court of Russell County, was lost.

Yeas 36; Nays 45.

#### Yeas:

Messrs.:	Hain	Lee (Lawrence)	Perry
Albea	Haltom	Locke (Perry)	Pirkle
Bradford	Hardy	Love	Richardson
Cornett	Johnson (Elmore)	McLendon (Bullock)	Roberts
DeSear	Kaul	Merrill	Rodgers
Dickson	Kendall	Money	Solomon
Edwards (Jefferson)	Killough	Nettles	Thomas
Franklin	Lackey	Nolen	Tyson
Gilchrist	Lee (Barbour)	Oakley	Windle
Goodwyn			

*Nays:*

Mr. Speaker	Dawkins	Holliman	Payne
Adams (Jefferson)	deGraffenried	Huddleston	Ramey
Adams (Tallapoosa)	Dement	Hunt	Reynolds
Ashworth	Edwards (Escambia)	Jenkins	Shumate
Branyon	Faulk	Johnson (Tallapoosa)	Simon
Brassell	Ferrell	Kirkham	Steagall
Broadfoot	Gist	Law	Stembridge
Brooks	Gregory	Locke (Choctaw)	Stokes
Brown (Lamar)	Hall	McNider	Summerlin
Burkhalter	Hawkins	Martin	Vacca
Callahan	Hodges	Mathison	Wood
Davis			

—45

And the motion of Mr. Martin that the House, in accordance with the provisions of H. B. No. 328, Act No. 156, approved June 30, 1953, now proceed to the election of a Judge of the Juvenile Court of Russell County, was adopted.

Yeas 56; Nays 18.

*Yeas:*

Mr. Speaker	Dawkins	Holliman	Nolen
Adams (Jefferson)	deGraffenried	Huddleston	Payne
Adams (Tallapoosa)	Dement	Hunt	Ramey
Ashworth	Edwards (Escambia)	Jenkins	Reynolds
Bassett	Ferrell	Johnson (Tallapoosa)	Rodgers
Boyd	Franklin	Kirkham	Shumate
Branyon	Gist	Lackey	Simon
Brassell	Goodwyn	Law	Speaks
Broadfoot	Gregory	Locke (Choctaw)	Steagall
Brooks	Hall	Love	Stembridge
Brown (Lamar)	Hanby	McNider	Stokes
Burkhalter	Harrison	Mathison	Summerlin
Callahan	Hawkins	Money	Vacca
Davis	Hodges	Nice	Wood

—56

*Nays:*

Messrs.:	Gilchrist	Killough	Perry
Bradford	Haltom	Lee (Barbour)	Richardson
Cornett	Hardy	McLendon (Bullock)	Solomon
Dickson	Johnson (Elmore)	Nettles	Tyson
Edwards (Jefferson)	Kaul	Oakley	

—18

## ELECTION

The House proceeded to the election of a Judge of the Juvenile Court of Russell County.

Mr. Martin placed in nomination the name of Honorable Bowen H. Brassell. Mr. Cornett placed in nomination the name of Honorable Allen Carpenter.

The House, upon a viva voce roll call, voted for the election of a Judge of the Juvenile Court of Russell County as follows:

Those who voted for Honorable Bowen H. Brassell are:

Mr. Speaker	Boyd	Brown (Lamar)	Dawkins
Adams (Jefferson)	Branyon	Burkhalter	deGraffenried
Adams (Tallapoosa)	Brassell	Callahan	Dement
Ashworth	Broadfoot	Cox	Edwards (Escambia)
Bassett	Brooks	Davis	Faulk

Ferrell	Holliman	Love	Ramey
Franklin	Huddleston	McLendon (Bullock)	Reynolds
Gilmer	Hunt	McNider	Seiman
Gist	Jenkins	Martin	Shumate
Goodwyn	Johnson (Tallapoosa)	Mathison	Simon
Gregory	Kelly	Money	Speaks
Hall	Kendall	Murphy	Steagall
Hanby	Killough	Nice	Stembridge
Harrison	Kirkham	Nolen	Stokes
Hawkins	Law	Payne	Summerlin
Hodges	Locke (Choctaw)	Pirkle	Wood

—64

Those who voted for Honorable Allen Carpenter are:

Messrs.:	Gilchrist	Lee (Barbour)	Richardson
Bradford	Hain	Lee (Lawrence)	Roberts
Cornett	Haltom	Merrill	Solomon
DeSear	Hardy	Nettles	Thomas
Dickson	Johnson (Elmore)	Oakley	Tyson
Edwards (Jefferson)	Lackey	Perry	

—22

Mr. Brassell having received a majority vote of the House, was declared duly and constitutionally elected Judge of the Juvenile Court of Russell County.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originaetd and passed the following Senate bills and ordered same sent forthwith to the House without engrossment:

By Messrs. Jones, Vann, Yarbrough (Randolph) and Davis (Pickens):

S. 51. To validate in certain cases elections heretofore held in school districts and counties for the purpose of authorizing a special tax for any school purpose, or for school purposes generally, under the Constitution, or for the purpose of authorizing any such tax and the consolidation of school districts.

Also:

By Mr. Cooper:

S. 53. To provide for the incorporation of certain public bodies heretofore or hereafter created and established pursuant to Chapter 6 of Title 22, Code of Alabama (1940), and to prescribe the powers of such corporations in relation to the establishment and operation of certain public hospitals.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

S. 51. Judiciary.

S. 53. Local Government.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bills and ordered same sent forthwith to the House without engrossment:



By Mr. Newton:

S. 36. To propose an amendment to the Constitution of Alabama relating to the costs and charges of courts, and the fees, commissions, percentages, allowances, and compensation of certain officers of Walker County.

With notice and proof thereto attached and herewith exhibited as follows:

#### LEGAL NOTICES

#### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF WALKER

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To propose an amendment to the Constitution of Alabama relating to the costs and charges of courts, and the fees, commissions, percentages, allowances, and compensation of certain officers of Walker County.

Be It Enacted by the Legislature of Alabama:

Section 1. The following amendment of the Constitution of Alabama is proposed, and shall become valid as a part thereof when approved by a majority of the qualified electors voting thereon and upon proclamation by the Governor:

#### AMENDMENT

"The legislature may from time to time, by general or local laws, fix, alter, and regulate the costs and charges of court and the fees, commissions, percentages, allowances, and salaries, including the method or basis of their compensation, to be charged or received by the judge of probate, sheriff, clerk and register of the circuit court, tax assessor and tax collector of Walker County, and may place any of such officers on a salary and provide that the fees, commissions, percentages, and allowances collected by such officers shall be paid into the county treasury from which their salaries shall be paid."

Section 2. An election upon the proposed amendment is ordered to be held on the first Tuesday after the expiration of three months from final adjournment of the current session of the Legislature. The election shall be held in accordance with the provisions of Sections 284 and 285 of the Constitution of Alabama, as amended, and Chapter 1, Article 18, Title 17, of the Code of Alabama (1940).

Section 3. Notice of the election and of the proposed amendment shall be given by proclamation of the Governor, which proclamation shall be published once a week for four successive weeks next preceding the day appointed for the election in a newspaper in each county of the State. In every county in which no newspaper is published, a copy of the notice shall be posted at each courthouse and post office.

REUBEN L. NEWTON.

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF WALKER

Before me, the undersigned authority in and for said County in said State, this day personally appeared Margaret Phillips, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was Bookkeeper of the Mountain Eagle, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 4, 11, 18, and 25, all in the year 1957.

MARGARET PHILLIPS.

Sworn to and subscribed before me May 6, 1957.

FAY O'REAR,  
Notary Public.

Also:

By Mr. Newton:

S. 37. Relating to Walker County; changing the method of compensating certain county officers; placing such officers on a salary; and providing for their assistants, and the office space and equipment necessary for the conduct of their offices.

With notice and proof thereto attached and herewith exhibited as follows:

## LEGAL NOTICE

STATE OF ALABAMA  
COUNTY OF WALKER

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, wit-to:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Walker County; changing the method of compensating certain county officers; placing such officers on a salary; and providing for their assistants, and the office space and equipment necessary for the conduct of their offices.

Be It Enacted by the Legislature of Alabama:

Section 1. The following officers of Walker County shall receive the following annual salaries in lieu of all other compensation:

- (a) Judge of Probate—Six thousand dollars (\$6,000);
- (b) Sheriff—Five thousand dollars (\$5,000);
- (c) Tax Assessor—Five thousand dollars (\$5,000);
- (d) Tax Collector—Five thousand dollars (\$5,000);
- (e) Circuit Clerk—Four thousand dollars (\$4,000);
- (f) Register of the Circuit Court—Three thousand six hundred dollars (\$3,600).

Section 2. The governing body of Walker County shall provide the offices enumerated in Section 1 of this Act allowances for the purpose of hiring clerks, deputies, and other assistants as follows:

(a) Office of the Judge of Probate: Eight thousand dollars (\$8,000) annually;

(b) Office of the Sheriff: Ten thousand dollars (\$10,000) annually;

(c) Office of the Tax Assessor: Four thousand dollars (\$4,000) annually;

(d) Office of the Tax Collector: Two thousand four hundred dollars (\$2,400) annually;

(e) Office of the Circuit Clerk: Two thousand four hundred dollars (\$2,400) annually.

Section 3. All fees, commissions, allowances, percentages, charges, and costs heretofore collected for the use of any of the officers enumerated in Section 1 of this Act shall be collected for the use of the county and paid into the county treasury. The compensation of the officers enumerated in Section 1 of this Act and of their clerks, deputies, and assistants shall be paid in equal monthly installments from the county treasury in the same manner as employees of the county are paid.

Section 4. This governing body of Walker County shall provide the judge of probate, sheriff, tax assessor, tax collector, circuit clerk, and the register of the circuit court with the necessary quarters, books, stationery, office equipment, supplies, postage, and other conveniences and equipment for the proper and efficient conduct of the affairs of their offices, including the purchase of automobiles for the use of the sheriff and his deputies on official business.

Section 5. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 6. All laws or parts of laws which conflict with this Act are repealed.

Section 7. This Act shall become effective as to each officer named herein upon the expiration of the term of the incumbent of the offices, provided that there is adopted an amendment to the Constitution of Alabama authorizing the Legislature to fix, alter, and regulate the fees, commissions, percentages, allowances, or salaries of, and the method of compensating, judge of probate, sheriff, tax assessor, tax collector, circuit clerk, and register of the circuit court of Walker County.

REUBEN L. NEWTON.

#### PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF WALKER

Before me, the undersigned authority in and for said County in said State, this day personally appeared Margaret Phillips, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was Bookkeeper of the Mountain Eagle, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 4, April 11, April 18, and April 25, all in the year 1957.

MARGARET PHILLIPS.

Sworn to and subscribed before me May 6, 1957.

FAY O'REAR,  
Notary Public.

Also:

By Mr. Bradford:

S. 45. Relating to Clarke County: Authorizing the County Board of Education of Clarke County to remove or terminate the contract of employment of any teacher, as that term is defined in Sec. 351 of Title 52, Code of Alabama of 1940, as amended, or any bus driver, in the county school system who is eligible for retirement under the old-age and survivors insurance system embodied in the Federal Social Security Act, or the Teachers' Retirement System of Alabama, or both such systems.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Clarke County: Authorizing the County Board of Education of Clarke County to remove or terminate the contract of employment of any teacher, as that term is defined in Sec. 351 of Title 52, Code of Alabama of 1940, as amended, or any bus driver, in the county school system who is eligible for retirement under the old-age and survivors insurance system embodied in the Federal Social Security Act, or the Teachers' Retirement System of Alabama, or both such systems.

Be It Enacted by the Legislature of Alabama:

Section 1. The County Board of Education of Clarke County, may, by a majority vote of all the members thereof, remove or terminate the contract of employment of any teacher, as that term is defined in Sec. 351 of Title 52, Code of Alabama of 1940, as amended, or any bus driver, in the county school system who is eligible for retirement under the old-age and survivors insurance system embodied in the Federal Social Security Act or the Teachers' Retirement System of Alabama, or both such systems. The action of the board in regard to any such removal or termination of contract shall be final and conclusive, and shall not be subject to review or modification by any officer or agency, the provisions of Chapter 13, Title 52, Code of Alabama of 1940, as amended, to the contrary notwithstanding. It is provided, however, that no such teacher or bus driver shall be removed summarily or his or her contract terminated summarily under this Act, but such teacher or bus driver shall be given a reasonable notice of the proposed action by the board and afforded an opportunity to be heard.

Section 2. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF CLARKE

Before me, the undersigned authority in and for said County in said State, this day personally appeared G. A. Carleton, who, being by me first

duly sworn, deposes and says that during the times herein mentioned he was publisher of the Clarke County Democrat, a newspaper of general circulation published in Clarke County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 4, April 11, April 18, and April 25, all in the year 1957.

G. A. CARLETON.

Sworn to and subscribed before me May 6, 1957.

JULIA M. HELMES,  
Notary Public, Clarke Co., Ala.

Also:

By Mr. Engelhardt:

S. 68. To provide for the employment of a clerical assistant by the tax assessor of Macon County, whose compensation shall be paid from the county treasury.

With notice and proof thereto attached and herewith exhibited as follows:

MACON COUNTY  
THE STATE OF ALABAMA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To provide for the employment of a clerical assistant by the tax assessor of Macon County, whose compensation shall be paid from the county treasury.

Be It Enacted by the Legislature of Alabama:

Section 1. The tax assessor of Macon County is authorized and empowered to employ a clerk to assist him in the performance of his duties. The assessor shall fix the compensation of his clerk and shall prescribe the time or times for its payment.

Section 2. The compensation of such clerk shall be paid from the county treasury on warrant drawn by the tax assessor, but the total amount to be paid from the county treasury in any fiscal year shall not exceed one thousand five hundred dollars (\$1,500).

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION  
THE TUSKEGEE NEWS  
Tuskegee, Ala.

STATE OF ALABAMA  
MACON COUNTY

Before me, a notary public in and for said county and state, personally appeared Hal Fisher, who deposeth and sayeth that he is the publish-

er of THE TUSKEGEE NEWS, a weekly newspaper published in said County and State, and that the notice attached hereto was published for 4 consecutive weeks, as follows: March 28, 1957; April 4, 1957; April 11, 1957; April 18, 1957.

Signed: HAL FISHER,  
Publisher.

Sworn to and subscribed before me this 18 day of April, 1957.

MRS. FLORENCE G. FISHER,  
Notary Public.

My Commission Expires Jan., 1958.

Also:

By Mr. Bradford:

S. 46. To amend further Act No. 34, H. 225, approved September 24, 1932 (Local Acts of Alabama, Special Session, 1932, page 13), entitled "An Act To provide for the election of a County Superintendent of Education by qualified electors of Clarke County, to fix his term of office, to designate the time of said election, the time at which he shall assume the duties of said office, to prescribe the salary of said superintendent and manner of payment thereof, to define his qualifications, powers and duties, to provide for filling vacancy in said office, to require said superintendent to give bond, to prescribe the nature and amount of said bond and how the premium on same shall be paid," by extending the term of office of the county superintendent of education of Clarke County from four to six years.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL  
TO BE ENTITLED  
AN ACT

To amend further Act No. 34, H. 225, approved September 24, 1932 (Local Acts of Alabama, Special Session, 1932, page 13), entitled "An Act to provide for the election of a County Superintendent of Education by qualified electors of Clarke County, to fix his term of office, to designate the time of said election, the time at which he shall assume the duties of said office, to prescribe the salary of said superintendent and manner of payment thereof, to define his qualifications, powers and duties, to provide for filling vacancy in said office, to require said superintendent to give bond, to prescribe the nature and amount of said bond and how the premium on same shall be paid," by extending the term of office of the county superintendent of education of Clarke County from four to six years.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 34, H. 225, approved September 24, 1932 (Local Acts of Alabama, Special Session, 1932, page 13), is amended to read as follows:

"Section 1. A county superintendent of education shall be elected for Clarke County by the qualified electors of the county. The county superintendent of education elected at the general election held in 1952 shall serve until July 1, 1957. The county superintendent of education elected at the general election held in 1956 shall take office on July 1, 1957, and shall serve for a term of six years, and until his successor is elected and qualified. A county superintendent of education for Clarke

County shall be elected at the general election held in 1962, and every six years thereafter. He shall take office on the first day of July next following his election, and shall serve for a term of six years, and until a successor is elected and qualified."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

#### PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF CLARKE

Before me, the undersigned authority in and for said County in said State, this day personally appeared G. A. Carleton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Clarke County Democrat, a newspaper of general circulation published in Clarke County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 4, April 11, April 18, and April 25, all in the year 1957.

G. A. CARLETON.

Sworn to and subscribed before me May 6, 1957.

JULIA M. HELMS,  
Notary Public, Clarke Co., Ala.

Also:

By Mr. Engelhardt:

S. 69. To provide for the employment of a clerical assistant by the tax collector of Macon County, whose compensation shall be paid from the county treasury.

With notice and proof thereto attached and herewith exhibited as follows:

THE STATE OF ALABAMA  
MACON COUNTY

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made to-wit:

#### A BILL TO BE ENTITLED AN ACT

To provide for the employment of a clerical assistant by the tax collector of Macon County, whose compensation shall be paid from the county treasury.

Be It Enacted by the Legislature of Alabama:

Section 1. The tax collector of Macon County is authorized and empowered to employ a clerk to assist him in the performance of his duties. The tax collector shall fix the compensation of his clerk and shall prescribe the time or times for its payment.

Section 2. The compensation of such clerk shall be paid from the county treasury on warrant drawn by the tax collector, but the total amount to be paid from the county treasury in any fiscal year shall not exceed six hundred dollars (\$600).

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION  
THE TUSKEGEE NEWS  
Tuskegee, Ala.

STATE OF ALABAMA  
MACON COUNTY

Before me, a notary public in and for said county and state, personally appeared Hal Fisher, who deposeth and sayeth that he is the publisher of THE TUSKEGEE NEWS, a weekly newspaper published in said County and State, and that the notice attached hereto was published for 4 consecutive weeks, as follows: March 28, 1957; April 4, 1957; April 11, 1957; April 18, 1957.

Signed: HAL FISHER,  
Publisher.

Sworn to and subscribed before me this 18 day of April, 1957.

MRS. FLORENCE G. FISHER,  
Notary Public.

My Commission Expires Jan., 1958.

Also:

By Mr. Flowers:

S. 88. To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA  
COUNTY OF HOUSTON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The tax assessor of Houston County is hereby authorized and empowered to appoint one chief clerk whose salary shall not exceed twenty-four hundred dollars (\$2400) per annum during the first year of his employment, and one clerk whose salary shall not exceed eighteen hundred dollars (\$1800) per annum during the first year of employment. Each of these clerks shall be entitled to an increase in salary after each year of employment through the first ten years of such employment in an amount equal to five percent of his basic salary; and thereafter each shall be entitled to an additional increase in an amount equal to ten per-



cent of such basic salary after each additional five-year period of employment. Such increases shall be subject to the approval of the tax assessor. The tax assessor is also authorized and empowered to appoint extra clerks and assistants as he deems necessary, but their combined salaries shall not exceed the sum of fifteen hundred dollars (\$1500) per annum.

Section 2. The tax collector of Houston County is hereby authorized and empowered to appoint one chief clerk whose compensation shall be a salary of twenty-four hundred dollars (\$2400) per annum during the first year of his employment, and he may appoint such additional clerks and assistants as he may deem necessary, but their combined salaries shall not exceed the sum of sixteen hundred dollars (\$1600) per annum. The chief clerk shall be entitled to an increase in salary after each year of employment through the first ten years of such employment in an amount equal to five percent of the basic salary; thereafter he shall be entitled to additional increases in amounts equal to ten percent of the basic salary after each additional five-year period of employment. Such increases shall be subject to the approval of the tax collector.

Section 3. The judge of probate of Houston County is hereby authorized and empowered to appoint one chief clerk whose compensation shall be a salary not exceeding thirty-six hundred dollars (\$3600) during the first year of his employment; five clerks, each of whom shall be entitled to an annual salary not exceeding twenty-four hundred dollars (\$2400) during the first year of his employment; and such extra and additional clerks and deputies as may be necessary, but their combined salaries shall not exceed the sum of twenty-four hundred dollars (\$2400) per annum. The chief clerk and the five clerks mentioned herein shall each be entitled to an increase in salary after each year of employment through the first ten years of such employment in an amount equal to five percent of the basic salary; and thereafter each shall be entitled to additional increases after each additional five-year period of employment in amounts equal to ten percent of the basic salary. Such increases shall be subject to the approval of the judge of probate.

Section 4. The clerk of the circuit court of Houston County is hereby authorized and empowered to appoint one chief clerk whose compensation shall be an annual salary of not more than twenty-four hundred dollars during the first year of his employment, and he may appoint such additional clerks and assistants as may be necessary, but their combined salaries shall not exceed the sum of twelve hundred dollars (\$1200) per annum. The chief clerk shall be entitled to an increase in salary after each year of employment through the first ten years of such employment in an amount equal to five percent of the basic salary; and thereafter he shall be entitled to increases in amounts equal to ten percent of the basic salary after each additional five-year period of employment. Such increases shall be subject to the approval of the circuit clerk.

Section 5. The sheriff of Houston County is hereby authorized and empowered to appoint one chief deputy, whose salary shall be forty-two hundred (\$4200) dollars per annum, five additional deputies, each of whom shall be entitled to a salary of thirty-six hundred dollars (\$3600) per annum, one bookkeeper deputy, whose salary shall be thirty-six hundred dollars (\$3600) per annum, one clerk, whose salary shall be thirty-six hundred dollars (\$3600) per annum, and three deputies who shall also serve as jailors and each of whom shall be entitled to a salary of three thousand dollars (\$3000) per annum.

Section 6. The register of the circuit court of Houston County is hereby authorized and empowered to appoint one chief clerk whose compensation shall be an annual salary not exceeding twenty-four hundred dollars (\$2400) during the first year of such clerk's employment. Sub-

ject to the approval of the register, such clerk shall be entitled to an increase in salary after each year of employment through the first ten years of such employment in an amount equal to five percent of the basic salary, and thereafter such clerk shall be entitled to increases in amounts equal to ten percent of the basic salary after each additional five-year period of employment.

Section 7. The deputies, clerks and assistants provided for in this Act shall serve at the pleasure of the appointing officers. Their salaries shall be paid in equal monthly installments from the general fund of Houston County upon separate warrants drawn in the manner provided for the payment of other employees of the county.

Section 8. The salaries or compensation of all deputies, clerks, or assistants who are in the employ of the county officers named in this Act on the effective date of this enactment shall be adjusted immediately upon the passage of this Act; and each of such officers may give each of his clerks, deputies, or assistants full credit for the number of years of employment each has had.

Section 9. The court of county commissioners, board of revenue, or like governing body of Houston County may provide such additional deputies, clerks, and assistants as the officers herein named may require for the efficient conduct of their offices, and their compensation shall be fixed by said court of county commissioners, board of revenue, or other county governing body.

Section 10. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not effect the part which remains.

Section 11. All laws or parts of laws which conflict with this Act are repealed.

Section 12. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF HOUSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. T. Lane, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the The Dothan Eagle, a newspaper of general circulation published in Dothan, Houston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 9, April 16, April 23, and April 30, all in the year 1957.

J. T. LANE, JR.

Sworn to and subscribed before me May 4, 1957.

, B. WALLACE MILLER,  
Notary Public.

Also:

By Mr. Flowers:

S. 94. To fix the salary of the Deputy Solicitor for Houston County, Alabama, at thirty-six hundred dollars per year, and to provide for the payment thereof.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA  
HOUSTON COUNTY

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To fix the salary of the Deputy Solicitor for Houston County, Alabama, at thirty-six hundred dollars per year, and to provide for the payment thereof.

Section 1. That the salary of the Deputy Solicitor for Houston County, Alabama, be, and the same is hereby fixed at the sum of thirty-six hundred dollars, per year, payable out of the County Treasury of said County, in monthly installments of three hundred dollars each, as provided by law for payment of salaries out of the General Fund of said County.

Section 2. That all laws or parts of laws in conflict with the provisions of this Act are hereby expressly repealed.

Section 3. That this Act shall be effective immediately upon its passage and approval by the Governor.

REP. BOB STEMBRIDGE  
RICHMOND M. FLOWERS  
State Senator  
35th Senatorial District

April 9, 16, 23, 30, 1957

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF HOUSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. T. Lane, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the The Dothan Eagle, a newspaper of general circulation published in Dothan, Houston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 9, April 16, April 23, and April 30, all in the year 1957.

J. T. LANE, JR.

Sworn to and subscribed before me May 4, 1957.

B. WALLACE MILLER,  
Notary Public.

Also:

By Mr. Flowers:

S. 93. To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district Commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing

said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio Chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this act, and especially repealing certain acts designated.

With notice and proof thereto attached and herewith exhibited as follows:

#### NOTICE OF PROPOSED LEGISLATION

Notice is hereby given that there will be introduced for passage at the regular session of the Legislature of Alabama convening May 7, 1957, a local bill providing in substance as follows:

#### A BILL TO BE ENTITLED AN ACT

ACT NO. \_\_\_\_\_

To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district Commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio Chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this act, and especially repealing certain acts designated.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby created and established a Board of Revenue and Control for Houston County, Alabama, effective on and after the passage and approval of this bill or act and it becomes a law. The Board of Revenue and Control shall be composed of the Judge of Probate who shall serve as ex officio Chairman, but who shall have no power or authority to vote upon any questions or business before the Board in regular, special or called sessions thereof, until there shall first be a tie vote registered among the District Commissioners present and voting, and five (5) District Commissioners, four (4) of whom are presently serving as Commissioners of Districts one (1) to four (4), respectively, of the Board of Revenue, and who shall hold office and represent the respective districts assigned to them by provisions of Section 2 of this act, as District Commissioners of the Board of Revenue and Control until their successors are elected and qualified. Each of said members of the Board of Revenue and Control shall receive as compensation the sum of \$1,200.00 annually, except the Judge of Probate who as ex officio Chairman shall not receive additional compensation, and shall be paid in equal monthly installments out of the general funds of the county on warrants drawn by the Judge of Probate.

Section 2. That Houston County, Alabama, is hereby divided into five (5) Board of Revenue and Control Districts, as follows: District Number 1 shall embrace and be composed of Beats Number 1, 2, and 4 and shall be represented by the incumbent commissioner, H. A. Hollis; District Number 2 shall embrace and be composed of Beats Number 5, 6, 7, and 11 and shall be represented by the incumbent Commissioner, F. C. Jackson; District Number 3 shall embrace and be composed of Beats Number 10, 12, and 14 and shall be represented by the incumbent Commissioner, W. Harvey Hicks; District Number 4 shall embrace and be composed of Beats Number 8, 9, and 13 and shall be represented by the incumbent Commissioners, G. D. Raley; and District Number 5 shall embrace and be composed of Beat Number 3. The Governor is authorized and empowered to appoint a member of the Board of Revenue and Control, as hereby created, effective upon the bill or act becoming a law, to serve as District Commissioner of District Number 5, and who shall serve until his successor is elected at the General Election to be held on the first Tuesday after the first Monday in November, 1958, and becomes qualified, and who shall receive as compensation the sum of \$1,200.00 per annum payable in the same manner and from the same funds of the County with which the other Commissioners are paid. One member of said Board of Revenue and Control hereby created shall hereafter be nominated and elected by the voters of each of the above-numbered districts, and he shall have been a resident of and a qualified elector in the District for a period of two years time immediately preceding the General Election to be held on the first Tuesday after the first Monday in November, 1958, and shall continue to reside therein during his continuance in office; and the members elected shall assume the duties of their office on the first Monday after the second Tuesday in January, 1959, following their election, and shall hold office for a period of four (4) years and until their successors are elected and qualified. Candidates for membership on the Board of Revenue and Control for Houston County, Alabama, shall be nominated by the voters of his respective district in the Primary next preceding the General Election at which time they shall be elected by the voters of his respective district.

Section 3: That the five (5) District Commissioners hereinabove provided for shall, immediately upon assuming office as Commissioners of the Board of Revenue and Control of Houston County, Alabama, elect one from its membership as Vice-Chairman of the Board to act, in the absence of the Judge of Probate as ex officio Chairman, as presiding officer of the said Board of Revenue and Control and who shall, while act-

ing in the official capacity of Vice-Chairman of said Board, have and exercise all of the powers and authority vested by law in the Judge of Probate as ex officio Chairman of the said Board; and the District Commissioner so elected Vice-Chairman shall serve as such until the end of his term of office and shall not receive additional compensation for this additional duty. The presence of three District Commissioners, or of two District Commissioners and the District Commissioner elected to serve as Vice-Chairman of the Board shall constitute a quorum for the transaction of official business at all regular, special or called meetings held.

Section 4. That in case of a vacancy on the Board of Revenue and Control, such vacancy shall be filled by appointment made by the Governor of Alabama, and the person appointed shall hold office for the remainder of the term and until his successor has qualified.

Section 5. That each District Commissioner of the Board of Revenue and Control shall, before entering upon his official duties, be required to furnish a bond, payable to the State of Alabama in the sum of \$5,000.00 for the faithful performance of his duties; and the Judge of Probate, as ex officio Chairman of said Board shall likewise furnish a bond in the same sum, and all such bonds shall be approved by the Judge of the Circuit Court of the Twentieth Judicial Circuit of Alabama.

Section 6. That the Board of Revenue and Control shall appoint a County Engineer who shall be qualified to practice engineering and land surveying in the State of Alabama, and whose salary shall be fixed by the Board at an amount not to exceed \$7,500.00 per annum, payable in monthly installments; and who shall serve at the pleasure of the Board; and provided further that the County Engineer, with the approval of the Board of Revenue and Control, shall employ and fix the compensation of attorneys, all agents, assistants, supervisors, clerical workers, overseers, workmen, and laborers required for the construction, maintenance and repairs of all buildings, roads and bridges within the County, and shall, with the counsel, assistance and approval of said Board, purchase all necessary road machinery, material, teams, tools, supplies, and equipment as hereinafter provided in Section 8 used in and about the work on the County buildings, roads and bridges.

Section 7. That there is hereby conferred upon said Board of Revenue and Control of Houston County, Alabama, and the members thereof, all of the general authority, power and duties now provided, or which may hereafter be provided to Boards of Revenue or Commissioners Courts, under the general laws of the State of Alabama, and amendments thereto not inconsistent with the provisions of this Act, and for the acts of said Board equal, several and joint liability are hereby fixed for the members thereof. And in addition to the above duties and powers set out, the members of the Board of Revenue and Control shall in addition to the regular monthly meeting of the Board to be held on the second Monday of each month, they shall be required and it will be their additional duty to hold a meeting of the Board of Revenue and Control on the fourth Monday in each month, and the District Commissioners shall be responsible at all times for making proper inspections of roads and bridges, and other County property lying within his respective district.

Section 8. That no purchase or contract to purchase any road or bridge material, teams, tools, machinery, supplies or equipment shall be made, or any contract for the construction, maintenance or repair or any road let, either by the Board of Revenue and Control or the County Engineer, if the amount involved or the value thereof exceed \$25.00 except to the lowest bidder, and where the amount of purchase or contract to be let, is in excess of \$25.00 and not greater than \$200.00 the Board of Revenue and Control shall have a notice posted on the bulletin board in front of the Courthouse of Houston County, Alabama five (5) days prior

to the meeting at which said purchase is to be made, and if the amount of purchase to be made or contract to be let be in excess of \$200.00 notice must be given that bids will be received for such purchase or contract by advertising same for a period of twenty (20) days, by publication for once a week for two (2) consecutive weeks in a newspaper published in Houston County, Alabama. And, in addition to the above notice or notices, if amount be in excess of \$200.00 the Chairman of said Board of Revenue and Control shall give written notice by registered mail with return receipt requested of such contemplated purchase or purchases to at least three (3) merchants or dealers in the goods or materials to be purchased, and where notice of any contract to let, to at least three (3) contractors engaged in the type of work contemplated. Such notice or notices, together with return receipts, must be recorded in and become a part of the minutes of the Board of Revenue and Control of Houston County, Alabama. Provided, however, in case of emergency, for the purchase of machinery parts, no advertisement shall be required as above stipulated. Any and all contracts made and entered into or purchases made by the Board of Revenue and Control, except for purchases of emergency parts, in violation of terms of this section, shall be null and void, and it shall be unlawful for the Probate Judge to issue warrants in payment of same. The Probate Judge must forthwith issue all warrants in payment of all lawful contracts as herein provided.

Section 9. That the compensation for the District Commissioners elected in a manner as hereinabove provided for in the General Election to be held on the first Tuesday after the first Monday in November, 1958, and who will assume the duties of their office on the first Monday after the second Tuesday in January, 1959, shall be \$1,800.00 each per annum payable in equal monthly installments out of the general funds of the County on warrants drawn by the Judge of Probate. Provided, however, that the Judge of Probate, as ex officio Chairman of the Board of Revenue and Control shall not receive any additional compensation for his duties in this capacity.

Section 10. That all laws, both general, special or local, and parts of laws in conflict with the provisions of this Act are hereby expressly repealed, and especially repealing House Local Bill No. 378, approved July 23, 1931, by the Governor of Alabama, and House Local Bill No. 533, approved June 27, 1935, by the Governor of Alabama, and House Local Bill No. 1013, approved September 13, 1935, by the Governor of Alabama, and House Local Bill No. 1014, approved September 13, 1935, by the Governor of Alabama, and Senate Local Bill No. 294 set out on pages 133, 134, 135, and 136 in Local Acts of Alabama in the year 1939, and which became a law under Section 125 of the Constitution, and House Local Bill No. 599, pages 931, 932, 933 and 934, General and Local Acts of Alabama 1949, approved September 19, 1949 by the Governor of Alabama.

Section 11. That if any section, provision, clause or portion of this Act shall be declared, by court of competent jurisdiction, to be invalid or unconstitutional, same shall not be held to effect any other section, provision, clause or portion of this Act, but same shall remain in full force and effect.

Section 12. That this Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

April 8, 15, 22, 29, 1957

#### PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF HOUSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. T. Lane, Jr., who, being by me first

duly sworn, deposes and says that during the times herein mentioned he was General Manager of the Dothan Eagle, Inc., a newspaper of general circulation published in Houston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on 8th, 15th, 22nd, and 29th, all in the year 1957.

J. T. LANE, JR.

Sworn to and subscribed before me May 6, 1957.

B. WALLACE MILLER.

Notary Public.

J. E. SPEIGHT,

Secretary.

#### SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

S. 36. Was read a first time at length as required by the Constitution, and referred to the Standing Committee on Local Legislation No. 1.

S. 37. Local Legislation No. 1.

S. 45. Local Legislation No. 1.

S. 69. Local Legislation No. 1.

S. 46. Local Legislation No. 1.

S. 69. Local Legislation No. 1.

S. 88. Local Legislation No. 1.

S. 94. Local Legislation No. 1.

S. 93. Local Legislation No. 1.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bills and ordered same sent forthwith to the House without engrossment:

By Mr. Flowers:

S. 92. Relating to Department of Revenue, to authorize and direct the Commissioner of the Department of Revenue to allow a discount of two per cent (2%) on the first \$5,000.00 of tax paid to the State and of one percent (1%) on all amounts of tax paid in excess of \$5,000.00, not exceeding \$200.00 in any one calendar month to licensed and bonded refiners, storers, distributors or wholesalers of motor fuel who collect gasoline or motor fuel taxes under the provisions of Section 648 of Title 51, Code of Alabama, 1940.

Also:

By Mr. Robison:

S. 75. To make an additional appropriation to the Board of Nurses' Examiners and Registration for the purchase of office supplies and equipment.

J. E. SPEIGHT,  
Secretary.



## SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

S. 92. Ways and Means.

S. 75. Ways and Means.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Givhan:

S. J. R. 12. RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING, That the distinguished Eddy Gilmore, former chief of the Associated Press in Moscow, native of Selma, and an authority on communism and international affairs, be, and he hereby is cordially invited to address a joint session of the two Houses at 11:00 A. M. on Tuesday, May 21st, next.

RESOLVED FURTHER, that a copy of this resolution be transmitted to Mr. Gilmore forthwith upon its passage.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Hardy the rules were suspended and the House concurred in and adopted the S. J. R. 12 set out in the above and foregoing Message from the Senate.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Faulk	Kelly	Payne
Adams (Jefferson)	Ferrell	Kendall	Perry
Albea	Franklin	Killough	Pirkle
Ashworth	Gilchrist	Kirkham	Ramey
Boyd	Gilmer	Lackey	Reynolds
Bradford	Gist	Law	Richardson
Branyon	Goodwyn	Lee (Barbour)	Roberts
Broadfoot	Gregory	Lee (Lawrence)	Rodgers
Brooks	Hain	Locke (Choctaw)	Selman
Brown (Lamar)	Hall	Locke (Perry)	Shumate
Burkhalter	Haltom	Love	Simon
Callahan	Hanby	McKay	Speaks
Cox	Hardy	McLendon (Bullock)	Steagall
Davis	Harrison	McNider	Stembridge
Dawkins	Harvey	Mathison	Summerlin
deGraffenried	Hawkins	Merrill	Taylor
Dement	Hodges	Murphy	Thomas
DeSear	Holliman	Nettles	Tyson
Dickson	Huddleston	Nice	Vacca
Edwards (Escambia)	Johnson (Elmore)	Nolen	Windle
Edwards (Jefferson)	Kaul	Oakley	

## CERTIFICATE OF CLERK

The House of Representatives:

I hereby certify that the House Joint Resolutions hereinafter mentioned were delivered to the Executive Department on the date and hour named and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 12:30 P. M. On May 14, 1957.

H. J. R. 2  
H. J. R. 3  
H. J. R. 5  
H. J. R. 6

OAKLEY MELTON, JR.,  
Clerk.

## ADJOURNMENT

On motion of Mr. Perry the House adjourned until Friday, May 17, 1957, at ten o'clock A. M.

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kaul	Nettles
Adams (Jefferson)	Edwards (Jefferson)	Kelly	Nice
Albee	Ferrell	Kendall	Oakley
Ashworth	Franklin	Killough	Payne
Bassett	Gilchrist	Kirkham	Perry
Boyd	Gist	Lackey	Richardson
Bradford	Gregory	Law	Roberts
Branyon	Hain	Lee (Lawrence)	Selman
Broadfoot	Haltom	Locke (Choctaw)	Shumate
Brooks	Hanby	Locke (Perry)	Simon
Brown (Lamar)	Harvey	Love	Speaks
Burkhalter	Hawkins	McKay	Steagall
Cox	Hodges	McLendon (Bullock)	Stembridge
Davis	Holliman	McNider	Summerlin
Dawkins	Huddleston	Mathison	Taylor
Dement	Hunt	Merrill	Tyson
DeSear	Jenkins	Money	Vacca
Dickson	Johnson (Elmore)	Murphy	Wood

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## FOURTH DAY

House of Representatives  
Montgomery, Alabama  
Friday, May 17, 1957

The House met pursuant to adjournment.

## PRAYER

The session was opened with prayer by the Reverend John Vickers, Pastor, First Methodist Church, Luverne, Alabama.

## ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Bassett	Brassell	Callahan
Adams (Jefferson)	Boyd	Brewer	Cornett
Adams (Tallapoosa)	Bradford	Broadfoot	Cox
Albee	Brannan	Brooks	Crook
Ashworth	Branyon	Brown (Lamar)	Davis

Dawkins	Harrison	Love	Reynolds
deGraffenried	Harvey	McClendon (Chambers)	Richardson
Dement	Hawkins	McKay	Roberts
DeSear	Hodges	McLendon (Bullock)	Rodgers
Dickson	Holliman	McNider	Selman
Edwards (Escambia)	Huddleston	Martin	Shumate
Edwards (Jefferson)	Hunt	Mathews	Simon
Faulk	Jenkins	Mathison	Solomon
Ferrell	Johnson (Elmore)	Merrill	Speaks
Franklin	Johnson (Tallapoosa)	Murphy	Steagall
Gilchrist	Kaul	Nettles	Stembridge
Gilmer	Kelly	Nice	Stokes
Gist	Kendall	Nolen	Summerlin
Goodwyn	Killough	Oakley	Taylor
Gregory	Kirkham	Oden	Thomas
Hain	Lackey	Payne	Tyson
Hall	Lee (Barbour)	Perry	Vacca
Haltom	Lee (Lawrence)	Pirkle	Ward
Hanby	Locke (Choctaw)	Pruitt	Windle
Hardy	Locke (Perry)	Ramey	Wood
Hare			

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A quorum was present.

## REPORT OF STANDING COMMITTEE ON RULES

### House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the third legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

On motion of Mr. Hawkins, the reading at length of the Journal of the House for the third legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the third legislative day was approved.

Yeas 70; Nays 0.

### Yeas:

Mr. Speaker	Faulk	Lee (Barbour)	Pirkle
Adams (Tallapoosa)	Ferrell	Lee (Lawrence)	Ramey
Albea	Franklin	Locke (Choctaw)	Roberts
Ashworth	Gilchrist	Love	Rodgers
Bassett	Goodwyn	McClendon (Chambers)	Selman
Boyd	Hain	McKay	Shumate
Bradford	Hall	McLendon (Bullock)	Speaks
Branyon	Haltom	McNider	Steagall
Broadfoot	Hanby	Martin	Stembridge
Brooks	Hardy	Mathews	Stokes
Brown (Lamar)	Hare	Mathison	Summerlin
Cornett	Hawkins	Merrill	Taylor
Cox	Huddleston	Murphy	Tyson
Crook	Hunt	Nettles	Vacca
Davis	Jenkins	Oakley	Ward
Dawkins	Johnson (Elmore)	Oden	Windle
deGraffenried	Johnson (Tallapoosa)	Payne	Wood
Edwards (Escambia)	Kendall		

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The following resolution was introduced:

By Messrs. Kendall, Dawkins and Nice:

H. R. 12. A RESOLUTION REQUESTING ADVISORY OPINIONS OF THE JUSTICES OF THE SUPREME COURT OF ALABAMA RELATIVE TO H. B. 204.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That the Justices of the Supreme Court, or a majority of them, are respectfully requested to give this body their written opinions concerning the following important constitutional question which has arisen in connection with H. B. 204, a bill establishing a program for the hospital care and treatment of indigent residents of the various counties in the State, which is now pending in the Legislature. Section 6 of said bill provides:

"In any county in which a special county tax is levied and collected pursuant to the provisions of any amendment to the Constitution heretofore adopted, for the purpose of acquiring, constructing, equipping, operating, and maintaining public hospitals, public clinics, public health centers, and related public health facilities of any kind, or for any one or more of the purposes included within the meaning of the term 'public hospital purposes,' the governing body of the county is hereby authorized to appropriate so much of the proceeds of such tax as may be necessary for the purpose of carrying out the provisions of this Act. Provided, however, that if any portion of the proceeds of such tax has been heretofore pledged to the payment of any bonds, warrants, notes, or other obligations or evidences of indebtedness, such portion of the proceeds of the tax as shall have been so pledged shall not be used for any purpose except in payment of such bonds, warrants, notes or other obligations or evidences of indebtedness. The governing body of the county is also authorized to appropriate, out of any funds in the county treasury not otherwise appropriated, such amounts as may be necessary in carrying out the provisions of this Act."

QUESTION: Is it within the power of the Legislature to authorize the use of any portion of the proceeds of the special county taxes referred to in said Section of H. B. 204 for the purpose of providing hospital care and treatment for indigent residents of the county, or for the purpose of matching any state or federal funds made available for use in providing hospital care and treatment for indigent residents of the county, as set out in said H. B. 204, or would such provision contravene Amendment LIII, Amendment LIX, Amendment LXXII, Amendment LXXVI, Amendment LII, Amendment LXIII, Amendment LXV, Amendment LXIX, Amendment LXX, or Amendment LXXV of the Constitution?

Resolved further, the Clerk of the House is directed to attach a true copy of H. B. 204 to this Resolution and transmit forthwith to the Clerk of the Supreme Court seven copies of the Resolution and bill.

On motion of Mr. Kendall the rules were suspended and H. R. 12 was adopted.

Yeas 66; Nays 0.

Yeas:

Mr. Speaker	Broadfoot	deGraffenried	Hall
Adams (Jefferson)	Brooks	Ferrell	Haltom
Adams (Tallapoosa)	Brown (Lamar)	Franklin	Hanby
Albea	Callahan	Gilchrist	Harrison
Ashworth	Cornett	Gist	Hawkins
Bassett	Crook	Goodwyn	Hodges
Branyon	Davis	Gregory	Huddleston
Brassell	Dawkins	Hain	Johnson (Elmore)

Kendall	Mathews	Perry	Stokes
Killough	Mathison	Selman	Summerlin
Lee (Barbour)	Merrill	Shumate	Taylor
Locke (Choctaw)	Murphy	Simon	Thomas
McClendon (Chambers)	Nettles	Solomon	Tyson
McKay	Nice	Speaks	Vacca
McLendon (Bullock)	Oakley	Steagall	Ward
McNider	Oden	Stembridge	Wood
Martin	Payne		

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Joint Resolution, your signature thereto is requested.

S. J. R. 9. Commending Alabama's Senators and Representatives in the U. S. Congress for their recent efforts to prevent enactment of the administration supported civil rights measure now pending in Congress.

J. E. SPEIGHT,  
Secretary.

## SIGNING OF SENATE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Joint Resolution, the title to which is set out in the above and foregoing Message from the Senate.

The following resolution was introduced:

By Messrs. Kay, Lee (Barbour), Thomas, Mathews, McClendon, Dawkins, Edwards (Escambia), Nettles and Gilmer:

H. J. R. 13. WHEREAS the Constitution of the United States was formed by the sanction of the several states, given by each in its sovereign capacity; and

WHEREAS the states being the parties to the constitutional compact, it follows of necessity that there can be no tribunal above their authority to decide, in the last resort, whether the compact made by them be violated; and, consequently, they must decide themselves, in the last resort, such questions as may be of sufficient magnitude to require their interposition; and

WHEREAS a question of contested power has arisen: The Supreme Court of the United States asserts, for its part, that the states did, in fact, in 1868, upon the adoption of the Fourteenth Amendment, prohibit unto themselves the power to maintain racially separate public institutions; the State of Alabama, for its part, asserts that it and its sister states have never surrendered such rights; and

WHEREAS the Legislature of Alabama denies that the Supreme Court of the United States had the right which it asserted in the school cases decided by it on May 17, 1954, the labor union case decided on May 21, 1956, the cases relating to criminal proceedings decided on April 23, 1956, and January 16, 1956, the anti-sedition case decided on April 2, 1956, the case relating to intrastate commerce decided on April 23, 1956, and the case relating to teacher requirements decided on April 9, 1956, to enlarge the language and meaning of the compact by the States in an effort to withdraw from the States powers reserved to them and as daily exercised by them for almost a century; and

WHEREAS this assertion upon the part of the Supreme Court of the United States, accompanied by threats of coercion and compulsion against the sovereign states of this Union, constitutes a deliberate, palpable, and dangerous attempt by the court to prohibit to the states certain rights and powers never surrendered by them; and

WHEREAS the question of contested power asserted in this resolution is not within the province of the court to determine, but that as in other cases in which one party to a compact asserts an infraction thereof, the judgment of all other equal parties to the compact must be sought to resolve the question; be it

RESOLVED By The Legislature of Alabama, Both Houses Thereof Concurring:

That said decisions and orders of the Supreme Court of the United States denying the individual sovereign states the power to enact laws relating to espionage or subversion, criminal proceedings, the dismissal of public employees for refusal to answer questions concerning their connections with communism, "right to work" protection, the case relating to intrastate commerce, and relating to separation of the races in the public institutions of a State, are null, void and of no force or effect.

That the elected representatives of the people of Alabama do now seriously declare that it is the intent and duty of all officials, state and local, to observe, honorably, legally and constitutionally, all appropriate measures available to resist these illegal encroachments upon the sovereign powers of this State.

That we urge firm and deliberate efforts to check these and further encroachments on the part of the Federal Government, and on the part of said Court through judicial legislation, upon the reserved powers of all the States, powers never surrendered by the remotest implication but expressly reserved and vitally essential to the separate and independent autonomy of the States in order that by united efforts the States may be preserved.

That the Governor is requested to transmit a copy of this resolution to the executive authority of each of the other states, and to the Congress, and to the Supreme Court of the United States for its information.

On motion of Mr. McKay the rules were suspended and H. J. R. 13 was adopted.

Yeas 86; Nays 1.

Yeas:

Mr. Speaker	Crook	Hain	Kendall
Adams (Jefferson)	Davis	Hall	Killough
Adams (Tallapoosa)	Dawkins	Haltom	Kirkham
Albea	deGraffenried	Hanby	Lackey
Ashworth	Dement	Hardy	Lee (Barbour)
Bassett	DeSear	Hare	Lee (Lawrence)
Boyd	Dickson	Harrison	Locke (Choctaw)
Bradford	Edwards (Escambia)	Harvey	Locke (Perry)
Branyon	Edwards (Jefferson)	Hawkins	McClendon (Chambers)
Brassell	Faulk	Hodges	McKay
Brewer	Ferrell	Holliman	McClendon (Bullock)
Broadfoot	Franklin	Huddleston	Martin
Brooks	Gilchrist	Hunt	Mathews
Brown (Lamar)	Gist	Jenkins	Mathison
Callahan	Goodwyn	Johnson (Elmore)	Merrill
Cornett	Gregory	Johnson (Tallapoosa)	Nettles

Nolen	Ramey	Steagall	Thomas
Oakley	Richardson	Stembridge	Vacca
Payne	Rodgers	Stokes	Ward
Perry	Selman	Summerlin	Windle
Pirkle	Solomon	Taylor	Wood
Pruitt	Speaks		
—86			
Nay:	Mr. Nice.		—1

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Eddins:

S. J. R. 15. WHEREAS the legislative measures recommended by the joint committee created by S. J. R. 68, approved September 2, 1955, have been presented to the Legislature as required by said resolution; now therefore

BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING, That said joint committee be and hereby is discharged, and the resolution and order creating the same is hereby rescinded.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

The S. J. R. 15 set out in the above and foregoing Message from the Senate was read and referred to the Standing Committee on Rules.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Lamberth:

S. J. R. 13. BE IT RESOLVED By the Senate, the House concurring, that when the two Houses adjourn today, they adjourn to meet again on Tuesday, May 21st, 1957, at 10:30 o'clock A. M.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Hawkins the rules were suspended and the House concurred in and adopted the S. J. R. 13 set out in the above and foregoing Message from the Senate.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Branyon	Cornett	Dickson
Adams (Jefferson)	Brassell	Cox	Edwards (Escambia)
Adams (Tallahassee)	Brewer	Crook	Edwards (Jefferson)
Albea	Broadfoot	Dawkins	Faulk
Ashworth	Brooks	deGraffenried	Ferrell
Bassett	Brown (Lamar)	Dement	Franklin
Bradford	Callahan	DeSear	Gilchrist

Gist	Hunt	Martin	Richardson
Goodwyn	Jenkins	Mathews	Rodgers
Gregory	Johnson (Elmore)	Mathison	Selman
Hain	Johnson (Tallapoosa)	Merrill	Simon
Hall	Killough	Murphy	Speaks
Haltom	Kirkham	Nettles	Steagall
Hanby	Lackey	Nice	Stembridge
Hardy	Lee (Barbour)	Oakley	Summerlin
Harrison	Locke (Choctaw)	Oden	Taylor
Harvey	Locke (Perry)	Payne	Thomas
Hawkins	Love	Perry	Vacca
Hodges	McClendon (Chambers)	Pirkle	Ward
Holliman	McKay	Pruitt	Windle
Huddleston	McClendon (Bullock)	Ramey	

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## BILLS ON SECOND READING

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 14. (with amendment). To provide rules and prescribe forms governing procedure and practice in the circuit court and courts of full like jurisdiction and in any other court whose judges, orders, or decrees are appealable directly to the Supreme Court or to the Court of Appeals, in actions and suits of a civil nature, whether cognizable at law or in equity.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 37. Levying a county mineral documentary tax or transfer fee to be paid upon leases and instruments creating and transferring severed interest in non-producing oil, gas or other minerals, as herein defined; exempting from all ad valorem taxation all such interests hereinafter created or transferred or hereinafter registered; and repealing Act No. 534 of the Laws of Alabama of 1953.

H. 29. To validate and confirm certain decrees heretofore rendered in adoption proceedings.

H. 73. To provide for a uniform procedure with respect to the issuance and handling of executions for the collection of any and all taxes by the Department of Revenue; to repeal every provision of law requiring the Sheriff to file a copy of an execution issued by the Department of Revenue with either the Probate Judge or with the Clerk of the Circuit Court of his County; to repeal all laws or parts of laws in conflict with the provisions of this Act; and to provide for the effective date of this Act.

H. 90. To amend Section 12, Title 51, Code of Alabama 1940, relating to Young Men's Christian Associations

H. 141. Relating to the destruction of public records; authorizing the State Treasurer to destroy cancelled state warrants which have been on file in his office for seven years or more, and to destroy the journals pertaining to such old warrants.

H. 142. To provide for the voiding of State warrants outstanding at the close of the fiscal year next following the fiscal year in which they were issued, and for the barring of the claims based thereon.



H. 143. To amend Section 29 of Title 13 of the Code of 1940 as amended

H. 144. To amend Section 103 of Title 13 of the Code of 1940 as amended

H. 145. Relating to the compensation of circuit judges in Alabama

H. 199. To amend Section 3, of Title 54, Code of Alabama, 1940, which provides for the salary of Deputy Sheriffs,

H. 200. To amend Act No. 593, approved September 19, 1949, which authorized the county governing body of the several counties to purchase equipment or supplies and pay for services performed for the sheriff reasonably necessary for the suppression of crime, the apprehension of criminals, or the performance of the sheriff's duties.

H. 208. To amend Title 34, Section 74 of the Code of Alabama 1940 which relates to contracts between husband and wife, and prohibits a wife from becoming the surety for the husband.

H. 233. To provide that Radio and Television Stations or Networks shall not be liable for certain defamatory statements by persons other than the owner, licensee, operator, agent or employee thereof.

H. 246. Relating to elections; authorizing, directing and requiring the regular grand jury required by law to be empaneled in each county in the State to investigate and examine certain ballot and voting machines used at each election for the purpose of comparing the number of ballots in the ballot boxes and the number of votes recorded on the counting mechanism of the voting machines, including irregular and challenged ballots, with the number of votes recorded on the statements of canvass and declaration or certificates of result which are required by law to be made by persons conducting an election; and regulating such investigation and examination.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, With Amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 18. (with amendment). To amend further Section 2 of Title 51 of the Code of Alabama, 1940, which relates to exemptions of persons and property from ad valorem taxation.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 133. To amend Section 10 of Act No. 289, H. 273, approved August 26, 1955 (Acts of Alabama, 1955, Vol. 1, p. 661), which relates to the withholding of state income tax from wages, by providing further for refunds in cases in which there have been overpayments of the tax.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, With Amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 82. (with amendment). Providing further for prevention, care, treatment and rehabilitation of alcoholics; authorizing the Commission on Education with Respect to Alcoholism to establish outpatient clinics for limited care and treatment of alcoholics; authorizing the use of hos-

pital beds wherever accessible and certain psychiatric services for the hospitalization and care and treatment of alcoholics; providing for the appointment, duties and compensation of an administrator for the Commission, providing for the appointment, duties and compensation of personnel necessary to carry out the provisions of this Act; and the keeping of records, information and research incident thereto; directing the Commission to investigate the financial condition of alcoholics requesting care and treatment at any of the clinics or other hospitals where beds are accessible, and to assess and collect from any such person (that portion of the cost of his or her care and treatment as he or she) is financially able to pay; making appropriations for the purpose of carrying out the provisions of this Act.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House, with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 134. To provide for licensing manufacturers, distillers, vintners, distributors and producers of alcoholic beverages who sell to the Alabama Alcoholic Beverage Control Board, and to provide for the disposition of monies collected under this act, and to repeal all laws in conflict herewith.

H. 135. To amend Section 5, Title 29, Code of Alabama 1940.

H. 136. To amend Section 1 of Act No. 248, H. 87, approved August 16, 1955 (Acts of Alabama, 1955, Vol. 1, p. 586), which levies an additional privilege license tax upon any person, firm, or corporation who engages in the business of renting rooms, lodgings, or accommodations to transients, by exempting from the tax any rooms, lodgings, or accommodations supplied for a period of thirty or more continuous days.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, With Substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 6. (with substitute), To amend Sections 5 and 8 of Act 515 approved July 9, 1945, as amended, which relates to the Employees' Retirement System of Alabama.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 81. To provide that all motor vehicle license tags or plates shall be reflectorized and to make an additional appropriation to the Department of Revenue for such tags or plates for motor trucks and trailers for use during the fiscal year, beginning October 1, 1957.

H. 245. To amend further Section 753 of Title 51, Code of Alabama of 1940, which relates to the rate of sales tax.

H. 167. For the relief of Murray R. Lollar.

S. 75. To make an additional appropriation to the Board of Nurses' Examiners and Registration for the purchase of office supplies and equipment.

H. 74. To amend Section 72, Title 45, Code of Alabama, which relates to payment of costs by Board of Corrections.

H. 75. To amend further Section 325 of Title 15, Code of Alabama (1940), which relates to specifications of legal punishments.

H. 148. Relating to revenue; amending Section 585 of Title 51, Code of Alabama (1940), which prescribes the license tax for operators of saw mills, heading mills, and stave mills.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, With Amendments, and they were severally read a second time and placed on the Calendar, to wit:

H. 229. (with amendment). To amend Section 180, Title 51, Code of Alabama 1940 as amended by Act No. 519, H. 212, General Acts of Alabama 1943, page 487.

H. 230. (with amendment). To amend Section 179, Title 51, Code of Alabama 1940, as follows:

H. 232. (with amendment). To amend Section 182, Title 51, Code of Alabama 1940, as follows:

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 219. To amend Sections 1 and 6 of an Act entitled "Eestablishing a system of diversified prison industries to be operated with the use of prisoners of the State; providing for the classification and training of prisoners employed in prison industries; providing for the requisitioning, purchase, and supply of prison products for the use and consumption of tax supported institutions, departments, boards, commissions and other agencies of the State; providing for the purchase of supplies, materials and equipment required for the operation of prison industries; establishing a revolving fund for the operation of prison industries; and providing penalties for violations of this Act," approved August 31, 1953.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, With Substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 217. (with substitute): To provide for the acquisition of certain real estate by the Board of Trustees of the University of Alabama to be developed as a State Health Center, and to make an appropriation for that purpose.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 225. To provide for constructing and equipping a building at Auburn, Alabama for the State Toxicologist; and to make an appropriation for that purpose.

Mr. Branyon, Chairman of the Standing Committee on Constitution & Elections, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 203. Proposing an amendment to the Constitution of Alabama, to authorize the use of a portion of the proceeds derived from the levy of certain special county taxes for the purpose of providing hospital care and treatment for certain indigent residents of the county.

The above bill was read a second time at length as required by the Constitution.

H. 95. To propose an amendment of Article XVIII, Section 286, of the Constitution of Alabama, which relates to the power of the Legislature to provide for the holding of a constitutional convention, by providing for the holding of limited conventions, and by requiring ratification by the electorate of any amendment, alteration, or revision of the existing constitution, or any new constitution, proposed by a convention.

The above bill was read a second time at length as required by the Constitution.

H. 34. Proposing amendments of the Constitution of Alabama fixing the number of representatives in the Legislature and apportioning the membership among the several counties, fixing the number of senators and dividing the State into senatorial districts.

The above bill was read a second time at length as required by the Constitution.

Mr. Lackey, Chairman of the Standing Committee on Health, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 196. Relating to public health; amending further Section 9 of Title 22, Code of Alabama 1940.

Mr. Lackey, Chairman of the Standing Committee on Health, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 204. (with amendment). To provide a hospital service program for certain indigent residents of the State of Alabama; prescribing the power, duties, and authority of the State Board of Health in the administration and enforcement of the Act; to provide for the appointment, duties, and compensation of the members of an advisory committee, who shall consult with and advise the State Board of Health on matters pertaining to the administration and the enforcement of the Act; to provide for the appointment of an admissions committee in each county to determine the indigency of persons making application for hospitalization as indigents, and to prescribe the power, duties, and compensation of members of the admissions committee; to regulate the distribution and expenditure of funds appropriated for the purpose of carrying out the provisions of the Act; and to prescribe penalties for violations of the Act.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 205. To provide the Sheriff of Covington County, Alabama, and additional Deputy Sheriff to those now provided by law; to fix the salary of said deputy and to make the same payable in equal monthly installments from the General Funds of Covington County, Alabama.

H. 206. To increase the minimum and maximum salaries payable to Deputies Sheriff (except the Chief Deputy) of Covington County, Alabama, now authorized under the laws of Alabama.

H. 211. To alter or re-arrange the boundary lines of the city of Fort Payne, DeKalb County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in DeKalb County, Alabama.

H. 213. To provide for a Chief Deputy Sheriff and other Deputies Sheriff of Elmore County, Alabama, and to provide for their compensation and allowances of expenses.

H. 223. To alter, re-arrange, and extend the boundaries of the City of Headland in Henry County.

H. 227. Making an appropriation from the treasury of Madison County for the relief of R. B. Massey, to compensate him for property damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal liability and cannot be sued.

H. 238. To amend further Section 3 of Title 54, Code of Alabama (1940), which relates to the appointment, term, and compensation of a chief deputy to the sheriff in each of the various counties.

H. 247. To authorize the sheriff of Walker County to appoint additional deputies whose compensation shall be paid out of the general fund in the county treasury.

H. 249. To fix the compensation of the deputies and other assistants to the sheriff of Walker County; and to repeal conflicting laws.

H. 250. To provide further for the salary and compensation of the superintendent of education of Winston County.

H. 251. To amend Act No. 465, H. 743, approved September 9, 1955 (Acts of Alabama, 1955, p. 1054), entitled "An Act Relating to the operation of school buses in Winston County; providing that the county board of education shall employ no person as school bus driver unless such person is at least 25 years of age; and requiring the county board of education to pay school bus drivers a prescribed minimum salary, and to cause heaters to be placed in the buses."

S. 68. To provide for the employment of a clerical assistant by the tax assessor of Macon County, whose compensation shall be paid from the county treasury.

S. 69. To provide for the employment of a clerical assistant by the tax collector of Macon County, whose compensation shall be paid from the county treasury.

S. 88. To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws.

S. 93. To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district Commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for

the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex-officio Chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this act, and especially repealing certain acts designated.

S. 94. To fix the salary of the Deputy Solicitor for Houston County, Alabama, at thirty-six hundred dollars per year, and to provide for the payment thereof.

Mr. Mathison, Vice-Chairman of the Standing Committee on Business and Labor, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 85. To amend Section 29 of an act known as the "Alabama Coal Mine Safety Law of 1949" (Act No. 207, S. 134, Acts of Alabama, Regular Session 1949, p. 242), to provide for the use of milli-second blasting in conformity with the requirements prescribed by the Bureau of Mines of the United States Department of the Interior.

### INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Messrs. Davis and Oden:

H. 255. To repeal the act approved August 31, 1953, entitled "An Act To exempt the gross proceeds received from the sale or furnishing of caskets, burial robes, burial suits, burial dresses, or other articles of burial clothes and burial vaults, from the computation of the taxes levied by Articles 10 and 11, Chapter 20, of Title 51 of the Code of Alabama of 1940, as amended, commonly known as the Sales Tax and Use Tax" (Act No. 447, H. 167, Acts of 1953, Vol. I, p. 552.

Ways and Means.

By Mr. Ferrell (with notice and proof):

H. 256. Relating to the construction, maintenance and repair of the county roads and bridges of DeKalb County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department, and relieving the county and officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds, including DeKalb County's proportionate share of the state gasoline tax, the county one-cent tax on gasoline, state motor vehicle license taxes allocated to the county, and also for the transfer of supplies, equipment, machinery and materials used in the construction, maintenance and repair of county roads and bridges; and repealing conflicting laws.

Local Legislation No. 1.

Notice and Proof H. 256:

### NOTICE OF LOCAL LEGISLATION

Notice is hereby given that a Local Act, Law, or Bill will be introduced in the Legislature of Alabama, at the next Session beginning in May 1957, for the purpose of and in substance as follows:

An-ACT Relating to the construction, maintenance and repair of the County Roads and Bridges of DeKalb County, Alabama; Providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department and relieving the County and the Officials thereof, of certain duties in regard thereto; providing for the transfer by the County and its Officials to the State Highway Department of the funds including DeKalb County proportionate share of the State gasoline tax, the County 1 cent tax on gasoline, State motor vehicle license tax allocated to the County, and any and all funds belonging to the County specially for the maintenance of roads and bridges, supplies, machinery and materials for the construction, maintenance and repair of County Roads and bridges, and for persons now employed by the County on roads and bridges, may be continued in service by the State Highway Department, in its discretion, until January 1, 1959, without regard to the State Merit System; and for the repealing of all Laws and Acts, special and general in conflict therewith.

4-22-4tJ

## PUBLISHER'S CERTIFICATE

STATE OF ALABAMA  
COUNTY OF DEKALB  
ss:

Personally appeared before the undersigned, a Notary Public, within and for said County and State, Bobby R. Day, publisher of Fort Payne Journal, a newspaper published at Fort Payne, County of DeKalb, State of Alabama, who being duly sworn, states on oath that the notice, a true copy of which is hereto annexed, was published in said newspaper in its issues of 4-22, 29; 5-6, 13, 1957.

BOBBY R. DAY,  
Publisher.

Sworn to and subscribed before me this 16 day of May, 1957.

JOE E. THOMPSON,  
Notary Public.

My Commission expires Aug. 16, 1958.

(Seal)

By Mr. Ferrell (with notice and proof):

H. 257. To Alter or re-arrange the boundary lines of the Town of Rainsville, Alabama, so as to include within the corporate limits of said town or territory not already included therein.

Local Legislation No. 1.

Notice and Proof H. 257:

A BILL  
TO BE ENTITLED  
AN ACT

Notice is hereby given that a bill will be introduced and an effort made to secure its enactment into law at the next regular session of the Legislature of Alabama which convenes on May 7, 1957, to alter and re-arrange the boundary lines of the Town of Rainsville, Alabama. Said bill in substances as follows:

To Alter or re-arrange the boundary lines of the Town of Rainsville, Alabama, so as to include within the corporate limits of said town or territory not already included therein.

Be It Enacted by the Legislature of Alabama:

Section One: That the boundary lines and corporate limits of the Town of Rainsville, Alabama, in DeKalb County, be and the same are hereby extended, altered and re-arranged by adding to the corporate limits of the Town of Rainsville, in addition to the present territory within said corporate limits, the following described territory, to-wit:

Commencing on the present town limits of Rainsville, DeKalb County, Alabama at the Northwest corner of the Northwest Fourth of the Southeast Fourth of Section 24, Township 6, Range 7 East of the Huntsville Meridian; run West 2640 feet; thence North 2640 feet; thence East 2640 feet; thence South 1320 feet; thence East 3960 feet; thence North 1320 feet; thence East 1320 feet; thence South 5280; thence East 2640 feet; thence South 1320 feet; thence East 1320 feet; thence South 1320 feet; thence East 1320 feet; thence South 1320 feet; thence West 2640 feet; thence North 1320 feet; thence West 66000 feet; thence South 2640 feet, thence West 2640 feet; thence North 2640 feet; thence East 1320 feet; thence North 3960 feet and to the present town limits of Rainsville at the Southwest Corner of the Northwest Fourth of the Southwest Fourth of Section 24, Township 6 Range 7 East; thence with the present town limits to the point of beginning as follows: East 1320 feet; South 2640 feet; East 1320 feet; thence North 1320 feet; thence East 1320 feet; thence North 2640 feet and West 3960 feet.

Section Two: That all laws or parts of laws in conflict with the provisions of this act are hereby repealed.

Section Three: This act shall take effect immediately upon its passage and approval of the Governor, or its otherwise becoming a law.

#### PUBLISHER'S CERTIFICATE

STATE OF ALABAMA  
COUNTY OF DEKALB  
ss:

Personally appeared before the undersigned, a Notary Public, within and for said County and State, Bobby R. Day, publisher of Fort Payne Journal, a newspaper published at Fort Payne, County of DeKalb, State of Alabama, who being duly sworn, states on oath that the notice, a true copy of which is hereto annexed, was published in said newspaper in its issues of 4-22, 29; 5-6, 13, 1957.

BOBBY R. DAY,  
Publisher.

Sworn to and subscribed before me this 16 day of May, 1957.

JOE E. THOMPSON,  
Notary Public.

My Commission expires Aug. 16, 1958.

(Seal)

By Mr. Hanby:

H. 258. To amend Section 6 of Act No. 158, 1956 General Acts, First Special Session, page 224, entitled "An Act to provide for and fix the manner in which the Director of Conservation may execute oil, gas and mineral leases on all lands under the jurisdiction of the Department of Conservation; to further provide for the manner in which the Director of Conservation may execute oil, gas and mineral leases on lands belonging to other State departments or agencies; to further provide for the manner in which lands or any rights of interest therein under any navigable streams or navigable waters, bays, estuaries, lagoons, bayous or lakes, and the shores along the navigable waters to high tide mark, and submerged



lands in the Gulf of Mexico within the historic seaward boundary of this State, which is hereby declared to extend seaward six leagues from the land bordering the Gulf, may be leased and managed by the Director of Conservation; to provide for pooling and unitization agreements; to provide for the disposition of revenue derived from such leases; to provide for the Governor's approval for all such agreements, and to further provide for the repeal of all laws in conflict with the provisions of this Act."

Judiciary.

By Mr. Branyon:

H. 259. To apply in but only in counties having a population of not less than 19,200 inhabitants, nor more than 20,200, according to the last or any subsequent federal decennial census; authorizing the court of county commissioners, board of revenue or like governing body of such counties, by whatever name called or designated, to fix the compensation of deputies sheriff.

Local Legislation No. 1,

By Mr. Edwards (Escambia):

H. 260. Prescribing a procedure whereby a juvenile court, or court of like jurisdiction, may declare a child who has resided in a foster home for a period of six or more consecutive months, during which time such child has received no material support from his natural parent or parents, to be an abandoned child, and authorizing the court to divest the natural parent or parents of such child of all rights to such child, including the right of custody; providing for the jurisdiction, custody, supervision, care, protection, and guardianship of any such child declared to be an abandoned child.

By Mr. Adams (Jefferson):

H. 261. To amend Act No. 22, H. 1, approved May 26, 1953, which prescribes lawful speed limits for motor vehicles on the highway and prescribes penalties for violation thereof.

Judiciary.

By Messrs. Nice, Adams (Jefferson), Vacca and Thomas:

H. 262. To amend further Section 42 of Title 22, Code of Alabama (1940), which relates to certified copies of certain records.

Health.

By Messrs. Nice, Adams (Jefferson) and Vacca:

H. 263. To authorize, direct, and require the Chief Examiner of the Department of Examiners of Public Accounts to prescribe a standard form to be used by the tax assessors of the various counties of the State in the assessment of property for ad valorem taxes; prescribing penalties for violations of the Act; repealing conflicting laws.

State Administration.

By Messrs. Adams (Jefferson), Vacca, Nice, Edwards (Jefferson) and Lackey:

H. 264. To amend Section 195 (1) of Title 13 of the Code of Alabama of 1940, which relate to the eligibility and commissioning of supernumerary circuit judges.

Judiciary.

By Messrs. Kaul and deGraffenried:

H. 265. To amend Section 552 of Title 51, Code of Alabama 1940, which relates to the payment of an annual license tax by persons engaged in the practice of medicine, chemistry, bacteriology, roentgenology, or other similar professions.

Ways and Means.

By Messrs. Lee (Barbour), Merrill, Thomas, Boyd and Solomon:

H. 266. To regulate the weighing of livestock at public livestock markets by requiring persons operating scales on which livestock are weighed for sale purposes to obtain an annual permit from the Commissioner of Agriculture and Industries and to be bonded for the faithful performance of their duties; to provide that livestock sold on the basis of weight at livestock markets must be weighed by a person holding a permit under the provisions of this Act; to exempt certain persons from this Act; to prescribe liabilities and a penalty for violations of this Act.

Agriculture.

By Messrs. Lee (Barbour), Merrill, Thomas, Boyd and Solomon:

H. 267. Relating to the operation of livestock markets; to amend Section 11 of Act No. 173 (S. 18) of the Legislature of 1951 approved June 29, 1951 (Acts of 1951, Vol. 1, pages 409-415) by authorizing the Commissioner of Agriculture and Industries through appropriate legal proceedings to restrain or enjoin any person from operating a livestock market in violation of said Act.

Agriculture.

By Messrs. Steagall, deGraffenried, Fite and Hain:

H. 268. To amend Section 419 of Title 61 of the Alabama Code of 1940; relating to suits against insolvent estates.

Judiciary.

By Messrs. Steagall, deGraffenried, Fite and Hain:

H. 269. To amend Section 119 of Title 61 of the Alabama Code of 1940; relating to suits against executors and administrators.

Judiciary.

By Messrs. Steagall, deGraffenried, Fite and Hain:

H. 270. To amend Section 211 of Title 61 of the Alabama Code of 1940; relating to claims against estates.

Judiciary.

By Messrs. Haltom, Mathison, Davis, Franklin, Faulk, Kendall, Perry, Steagall, Hain, Thomas, Simon and McKay:

H. 271. An act relating to larceny of goods held for sale; providing that detaining a person under suspicion by a Peace Officer, Merchant, or Merchant's Employee, shall not render Merchant, Merchant's Employee, or Peace Officer criminally or civilly liable for false arrest, false imprisonment or unlawful detention; providing for arrest without a warrant by a Peace Officer upon probable cause, and exempting merchants or their employees from civil or criminal liability where probable cause exists to believe a person committed larceny of goods held for sale.

Judiciary.

By Mr. Tyson:

H. 272. Requiring the boards of registrars to record the names of, and certain other information relative to, registered voters who are transferred from one election district to another; requiring a copy of such record to be filed with the judge of probate; and requiring voter transfer books to be furnished the boards of registrars at the expense of the State.

Constitution and Elections.

By Messrs. deGraffenried and Tyson:

H. 273. Requiring the court of county commissioners, board of revenue or like governing body of each county, or the authority in each county charged with the establishment of election districts, to furnish

the board of registrars with the descriptions of the boundaries of election districts within the county, with a map of the county showing such districts, and with the revised boundaries of election districts whenever changes or alterations are made therein.

Constitution and Elections.

By Messrs. Simon and Goodwyn:

H. 274. To amend Section 62 of Title 13 of the Code of 1940, relating to the Reporter of Decisions of the Supreme Court and Court of Appeals.

Judiciary.

By Messrs. Simon and Goodwyn:

H. 275. To amend Section 57 of Title 13 of the Code of 1940, as amended, relating to the salary of the Clerk of the Supreme Court of Alabama.

Judiciary.

By Mr. Brassell:

H. 276. To authorize the closing of county offices on legal holidays and Saturdays, and to repeal Act No. 74, H. 12, approved June 9, 1945, which authorized the closing of such offices at noon one day each week, and all laws in conflict herewith.

Judiciary.

By Mr. Hodges:

H. 277. Requiring the compilation and printing of the constitutional and statutory provisions of this State relating to the registration and qualifications of electors; providing for the regulating and distribution of such compilations; and making an appropriation for the purposes of this Act.

Constitution and Elections.

By Messrs. Harrison and Kendall:

H. 278. To provide that persons whose names are stricken from the lists of registered voters on account of error on the part of any board of registrars may have their names reinstated upon such list, upon completion of a form and approval by the board of registrars.

Constitution and Elections.

By Mr. Harrison:

H. 279. To permit an infant to hold stock or other securities in corporations, to exercise rights relating thereto, including the transfer of the same, and to protect corporations relying upon such action without actual notice of the infancy, and to permit infants to receive dividends on stock or other securities in corporations and to give complete acquittance and release therefor.

Judiciary.

By Mr. deGraffenried:

H. 280. To amend further Section 648 of Title 51, Code of Alabama (1940), which relates to the excise tax collected and paid on gasoline.

Ways and Means.

By Mr. deGraffenried:

H. 281. Further regulating the meetings of the boards of registrars in counties having a population of 130,000 or less.

Local Legislation No. 1.

By Messrs. deGraffenried and Hawkins:

H. 282. To amend Section 273 of Title 7, Code of Alabama (1940), which relates to written jury charges.

Judiciary.

By Messrs. Nolen, Boyd, Kendall, Goodwyn, McKay, Gilchrist, Roberts, Lee (Lawrence), Perry, Windle, Pruitt, Gist, Speaks, Johnson (Elmore), Pirkle, Adams (Tallapoosa), Merrill, Albea, Hawkins, Branyon, Brown (Lamar), Shumate, Selman, Gregory, Kaul, Edwards (Escambia), Mathews, Lackey, Taylor, Brooks, Killough, Solomon, Mathison, Steagall, Hardy, Gilmer and McNider:

H. 283. To authorize the boards of registrars to strike the names of registered voters from the registration lists at any time the board is in session, provided that certain conditions prescribed in the Act have been met.

Constitution and Elections.

By Messrs. Selman and Shumate:

H. 284. To provide supernumerary deputy circuit solicitors of the State of Alabama; to provide the conditions under which certain deputy circuit solicitors, deputy solicitors, assistant deputy circuit solicitors or county solicitors may become supernumerary deputy circuit solicitors; to prescribe the qualifications, duties, powers, authority, compensation, and method of removal from office of such supernumerary deputy circuit solicitors; to provide for filling vacancies created by a deputy circuit solicitor, deputy solicitor, assistant deputy circuit solicitor, or county solicitor becoming a supernumerary deputy circuit solicitor; to provide for reimbursement to such supernumerary deputy circuit solicitors for their reasonable expenses incurred in traveling on official business in counties other than their residence; and to appropriate funds for the payment of the compensation and expenses of such supernumerary deputy circuit solicitors.

Judiciary.

By Messrs. Stokes and Roberts:

H. 285. Further regulating the appointment of boards of registrars; providing that nominees for appointment to membership on the several boards of registrars must be examined with respect to their knowledge of the laws and constitutional provisions relating to their duties; and providing for the appointment of members of such boards from among the nominees successfully passing such examination.

Constitution and Elections.

By Messrs. Callahan, Ashworth, Harrison, Hodges, Huddleston and Ferrell:

H. 286. Relating to income of certain patients in the State's mental institutions who have no duly appointed and acting guardians; providing for the appointment of a custodian of such funds and prescribing his duties relative thereto; authorizing the use of such funds only for the support, maintenance and care of the patient; and providing that payment of such income to the custodian appointed pursuant to this Act amounts to a discharge of the debt.

Judiciary.

By Mr. Adams (Jefferson):

H. 287. To amend Section 5 (1) of Act No. 515, H. 93, approved July 9, 1945 (General Acts 1945 p. 734) as amended, which relates to the Employees' Retirement System of Alabama.

Ways and Means.

By Messrs. Albea, Ashworth, Vacca, Ferrell, Dement, Tyson, Adams (Jefferson), Simon, Kendall, Murphy, Oden, Haltom, deGraffenried, Edwards (Escambia), Harrison, Brown (Lamar), Broadfoot, Hodges, Lee (Lawrence) and Perry:

H. 288. To amend further Section 630 of Title 7, Code of Alabama (1940), which relates to the exemption of wages from garnishment or other process for the collection of debts.

Judiciary.

## BILLS ON THIRD READING

H. 21. Relating to Bibb County, Alabama; levying a license tax on persons and others engaging in selling tangible personal property at retail and on persons and others conducting places of amusement in said county, the said tax to be measured by the gross receipts or gross proceeds of such businesses; levying an excise tax on the storage, use or other consumption in said county of tangible personal property purchased for use, storage or other consumption in said county; specifying sales and transactions that are exempt from the measurement of the said license tax; specifying property the use, storage or other consumption of which is exempt from the said excise tax; providing for payment of said taxes, making reports and maintaining records with respect thereto, the collection of the said taxes, and the enforcement of the provisions of this act; making applicable to the taxes herein levied, and adopting by reference, certain provisions of Articles 10 and 11 of Chapters 20 of Title 51 of the Code of Alabama, as amended; providing the Commissioner of Revenue and the State Department of Revenue shall have all powers and duties respecting the taxes herein levied and the collection thereof that they have under said Articles 10 and 11, as amended; providing for collection of said excise tax by sellers registered under Section 790 of Title 51 of the Code of Alabama of 1940, as amended; providing that the said license tax shall be added to the sales price or admission fee and passed on to the purchaser or person paying the said admission fee; providing for a discount to persons subject to the said license tax and to such registered sellers; providing for a charge by the State Department of Revenue for collecting the taxes herein levied; and providing for the use of the revenues from said taxes.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 77: Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Killough	Oden
Adams (Jefferson)	Faulk	Johnson (Tallapoosa)	Payne
Albea	Ferrell	Kirkham	Perry
Ashworth	Franklin	Lackey	Pirkle
Bradford	Gilchrist	Lee (Barbour)	Ramey
Branyon	Gregory	Lee (Lawrence)	Richardson
Brewer	Hain	Locke (Choctaw)	Selman
Broadfoot	Hall	Locke (Perry)	Shumate
Brooks	Haltom	Love	Simon
Brown (Lamar)	Hanby	McClendon (Chambers)	Speaks
Cornett	Hardy	McKay	Steagall
Cox	Harvey	McLendon (Bullock)	Stembridge
Crook	Hawkins	Martin	Summerlin
Davis	Hodges	Mathews	Taylor
Dawkins	Holliman	Mathison	Thomas
deGraffenried	Huddleston	Merrill	Vacca
Dement	Hunt	Murphy	Ward
DeSear	Jenkins	Nettles	Windle
Dickson	Kendall	Oakley	Wood
Edwards (Escambia)			

—77

And the bill:

H. 25. To amend Act No. 183, H. 558, approved June 23, 1945 (Local Acts of Alabama, 1945, page 99) which divided Butler County into four commissioner's districts and provided for the election, tenure of office and compensation of commissioners for each of such districts.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Oden
Adams (Jefferson)	Faulk	Kendall	Payne
Adams (Tallapoosa)	Ferrell	Killough	Perry
Albea	Franklin	Kirkham	Pirkle
Ashworth	Gilmer	Lackey	Pruitt
Bassett	Gist	Lee (Barbour)	Ramey
Boyd	Gregory	Lee (Lawrence)	Richardson
Bradford	Hain	Locke (Choctaw)	Selman
Branyon	Hall	Locke (Perry)	Shumate
Broadfoot	Haltom	Love	Simon
Brooks	Hanby	McClendon (Chambers)	Solomon
Brown (Lamar)	Hardy	McKay	Speaks
Callahan	Harrison	McLendon (Bullock)	Steagall
Cornett	Harvey	Martin	Stembridge
Cox	Hawkins	Mathews	Summerlin
Crook	Hodges	Mathison	Taylor
Dawkins	Holliman	Merrill	Thomas
deGraffenried	Huddleston	Murphy	Vacca
Dement	Hunt	Nettles	Ward
DeSear	Jenkins	Nolen	Windle
Dickson	Johnson (Elmore)	Oakley	Wood
Edwards (Escambia)			

—85

And the bill:

H. 45. To apply in Cleburne County only; regulating further the taking of fish from public streams and impounded waters; authorizing the taking of catfish by the use of baskets or nets, including wire mesh baskets, on which a privilege license tax has been paid; prohibiting the sale of fish so taken.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	deGraffenried	Hodges	Mathews
Adams (Jefferson)	Dement	Holliman	Mathison
Adams (Tallapoosa)	DeSear	Huddleston	Merrill
Albea	Dickson	Hunt	Murphy
Ashworth	Edwards (Escambia)	Jenkins	Nettles
Bassett	Edwards (Jefferson)	Johnson (Elmore)	Nolen
Boyd	Faulk	Johnson (Tallapoosa)	Oakley
Bradford	Ferrell	Kendall	Oden
Branyon	Franklin	Killough	Payne
Brassell	Gilchrist	Kirkham	Perry
Brewer	Gilmer	Lackey	Pirkle
Broadfoot	Gist	Lee (Lawrence)	Pruitt
Brooks	Gregory	Locke (Choctaw)	Ramey
Brown (Lamar)	Hain	Locke (Perry)	Richardson
Callahan	Hall	Love	Rodgers
Cornett	Haltom	McClendon (Chambers)	Selman
Cox	Hanby	McKay	Shumate
Crook	Hardy	McLendon (Bullock)	Simon
Davis	Harvey	McNider	Solomon
Dawkins	Hawkins	Martin	Speaks

Steagall	Summerlin	Vacca	Windle
Stembridge	Thomas	Ward	Wood

—88

## H. 47 INDEFINITELY POSTPONED

On motion of Mr. Huddleston, the bill, H. 47, was indefinitely postponed.

And the bill:

H. 49. Proposing an amendment to the Constitution of Alabama: To authorize the several school districts of Colbert County to levy and collect a special school tax of fifty cents on each one hundred dollars worth of taxable property.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	DeSear	Hunt	Nolen
Adams (Jefferson)	Dickson	Johnson (Elmore)	Oakley
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Tallapoosa)	Oden
Albea	Edwards (Jefferson)	Kendall	Payne
Ashworth	Ferrell	Kirkham	Pirkle
Bassett	Franklin	Lackey	Pruitt
Boyd	Gilchrist	Lee (Barbour)	Ramey
Bradford	Gilmer	Lee (Lawrence)	Richardson
Branyon	Gist	Locke (Choctaw)	Rodgers
Brassell	Goodwyn	Locke (Perry)	Shumate
Brewer	Gregory	Love	Simon
Broadfoot	Hain	McClendon (Chambers)	Solomon
Brooks	Hall	McKay	Speaks
Brown (Lamar)	Haltom	McLendon (Bullock)	Steagall
Callahan	Hanby	McNider	Stembridge
Cornett	Hardy	Martin	Stokes
Cox	Harrison	Mathews	Thomas
Crook	Harvey	Mathison	Tyson
Davis	Hawkins	Merrill	Vacca
Dawkins	Hodges	Murphy	Ward
deGraffenried	Holliman	Nettles	Windle
Dement	Huddleston	Nice	Wood

—88

And the bill:

H. 51. To permit any bank or branch bank located in Colbert County to establish in the municipality of Cherokee, Alabama, one branch bank, branch agency, additional office, or branch place of business in addition to all other branches, agencies, offices, or places of business authorized by law, subject to the approval of the State Superintendent of Banks.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Albea	Boyd	Brassell
Adams (Jefferson)	Ashworth	Bradford	Brewer
Adams (Tallapoosa)	Bassett	Branyon	Broadfoot

Brooks	Gregory	Locke (Choctaw)	Pruitt
Brown (Lamar)	Hain	Locke (Perry)	Ramey
Callahan	Hall	McClendon (Chambers)	Richardson
Cornett	Haltom	McKay	Selman
Cox	Hanby	McLendon (Bullock)	Shumate
Crook	Harvey	McNider	Simon
Davis	Hawkins	Martin	Solomon
Dawkins	Hodges	Mathews	Speaks
deGraffenried	Holliman	Mathison	Steagall
Dement	Huddleston	Merrill	Stembridge
DeSear	Hunt	Murphy	Stokes
Dickson	Jenkins	Nettles	Summerlin
Edwards (Escambia)	Johnson (Elmore)	Nice	Taylor
Edwards (Jefferson)	Johnson (Tallapoosa)	Nolen	Thomas
Ferrell	Kendall	Oakley	Tyson
Franklin	Killough	Oden	Vacca
Gilchrist	Kirkham	Payne	Ward
Gilmer	Lackey	Perry	Windle
Gist	Lee (Barbour)	Pirkle	Wood
Goodwyn	Lee (Lawrence)		

—90

And the bill:

H. 52. Relating to counties having a population of less than eleven thousand nine hundred inhabitants according to the 1950 or any subsequent decennial census of the United States; to provide for the salary of the county superintendent of Education of such counties.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 93; Nays 0.

Yeas:

Mr. Speaker	Faulk	Johnson (Tallapoosa)	Oden
Adams (Jefferson)	Ferrell	Kendall	Payne
Adams (Tallapoosa)	Franklin	Killough	Perry
Albea	Gilchrist	Kirkham	Pirkle
Ashworth	Gilmer	Lackey	Pruitt
Bassett	Gist	Lee (Barbour)	Ramey
Boyd	Goodwyn	Lee (Lawrence)	Rodgers
Bradford	Gregory	Locke (Choctaw)	Selman
Branyon	Hain	Locke (Perry)	Shumate
Brewer	Hall	Love	Simon
Broadfoot	Haltom	McClendon (Chambers)	Solomon
Brooks	Hanby	McKay	Speaks
Brown (Lamar)	Hardy	McLendon (Bullock)	Steagall
Callahan	Hare	McNider	Stembridge
Cornett	Harrison	Martin	Stokes
Crook	Harvey	Mathews	Summerlin
Davis	Hawkins	Mathison	Taylor
Dawkins	Hodges	Merrill	Thomas
deGraffenried	Holliman	Murphy	Tyson
Dement	Huddleston	Nettles	Vacca
DeSear	Hunt	Nice	Ward
Dickson	Jenkins	Nolen	Windle
Edwards (Escambia)	Johnson (Elmore)	Oakley	Wood
Edwards (Jefferson)			

—93

And the bill:

H. 53. To permit any bank in Coosa County to establish one or more branches, or additional offices or places of business, for the receipt of de-



posits, payment of checks, lending of money, and doing a general banking business, subject to the approval of the State Superintendent of Banks.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Jenkins	Oakley
Adams (Jefferson)	Faulk	Johnson (Elmore)	Oden
Adams (Tallapoosa)	Ferrell	Kendall	Payne
Albea	Franklin	Lackey	Perry
Ashworth	Gilchrist	Lee (Barbour)	Pirkle
Bassett	Gilmer	Lee (Lawrence)	Pruitt
Boyd	Gist	Locke (Choctaw)	Ramey
Bradford	Goodwyn	Locke (Perry)	Rodgers
Branyon	Gregory	Love	Selman
Brewer	Hain	McClendon (Chambers)	Simon
Broadfoot	Hall	McKay	Solomon
Brooks	Haltom	McLendon (Bullock)	Speaks
Brown (Lamar)	Hanby	McNider	Steagall
Callahan	Hardy	Martin	Stembridge
Cornett	Hare	Mathews	Stokes
Crook	Harrison	Mathison	Summerlin
Davis	Harvey	Merrill	Thomas
deGraffenried	Hawkins	Murphy	Vacca
Dement	Hodges	Nettles	Ward
DeSear	Huddleston	Nice	Windle
Dickson	Hunt	Nolen	Wood
Edwards (Escambia)			

—85

And the bill:

H. 57. To propose an amendment to the Constitution of Alabama relative to the costs and charges of courts and the fess, commissions, percentages, allowances, and compensation of certain officers of Cullman County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Nolen
Adams (Tallapoosa)	Faulk	Killough	Oden
Albea	Ferrell	Kirkham	Payne
Ashworth	Gist	Lackey	Pirkle
Bradford	Goodwyn	Lee (Barbour)	Pruitt
Branyon	Gregory	Lee (Lawrence)	Ramey
Broadfoot	Hain	Locke (Choctaw)	Selman
Brooks	Hall	Locke (Perry)	Shumate
Brown (Lamar)	Haltom	Love	Simon
Cornett	Hanby	McKay	Speaks
Cox	Harrison	McLendon (Bullock)	Steagall
Crook	Harvey	McNider	Stembridge
Davis	Hawkins	Martin	Taylor
deGraffenried	Hodges	Mathews	Thomas
Dement	Holliman	Mathison	Tyson
DeSear	Huddleston	Merrill	Vacca
Dickson	Hunt	Murphy	Ward
Edwards (Escambia)	Jenkins	Nettles	Windle

—72

And the bill:

H. 76. To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district Commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio Chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this act, and especially repealing certain acts designated.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	Faulk	Johnson (Tallapoosa)	Oakley
Adams (Tallapoosa)	Ferrell	Kendall	Oden
Albea	Franklin	Killough	Payne
Ashworth	Gilchrist	Kirkham	Pirkle
Branyon	Gilmer	Lackey	Pruitt
Brassell	Gist	Lee (Barbour)	Ramey
Broadfoot	Gregory	Locke (Choctaw)	Selman
Brooks	Hall	Locke (Perry)	Shumate
Brown (Lamar)	Haltom	Love	Simon
Cornett	Hanby	McClendon (Chambers)	Speaks
Cox	Hardy	McKay	Steagall
Crook	Harrison	McLendon (Bullock)	Stembridge
Davis	Harvey	McNider	Taylor
Dawkins	Hawkins	Martin	Thomas
deGraffenried	Hodges	Mathews	Tyson
Dement	Holliman	Mathison	Vacca
DeSear	Huddleston	Merrill	Ward
Dickson	Hunt	Murphy	Windle
Edwards (Escambia)	Jenkins	Nettles	Wood
Edwards (Jefferson)	Johnson (Elmore)	Nolen	

—79

And the bill:

H. 77. To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Dickson	Huddleston	Nettles
Adams (Tallapoosa)	Edwards (Escambia)	Jenkins	Nolen
Albea	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Ashworth	Faulk	Johnson (Tallapoosa)	Oden
Bassett	Ferrell	Kendall	Payne
Boyd	Franklin	Killough	Perry
Bradford	Gilchrist	Kirkham	Pirkle
Branyon	Gilmer	Lackey	Pruitt
Brassell	Gist	Lee (Barbour)	Ramey
Brewer	Goodwyn	Lee (Lawrence)	Selman
Broadfoot	Gregory	Locke (Perry)	Shumate
Brooks	Hain	Love	Simon
Brown (Lamar)	Hall	McClendon (Chambers)	Speaks
Callahan	Haltom	McKay	Steagall
Cornett	Hanby	McLendon (Bullock)	Stembridge
Cox	Hardy	McNider	Summerlin
Crook	Harrison	Martin	Taylor
Davis	Harvey	Mathews	Thomas
Dawkins	Hawkins	Mathison	Vacca
deGraffenried	Hodges	Merrill	Windle
Dement	Holliman	Murphy	Wood
DeSear			

—85

And the bill:

H. 78. To fix the salary of the Deputy Solicitor for Houston County, Alabama, at thirty-six hundred dollars per year, and to provide for the payment thereof.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Tallapoosa)	Oden
Adams (Jefferson)	Edwards (Escambia)	Killough	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Kirkham	Perry
Albea	Ferrell	Lackey	Pirkle
Ashworth	Franklin	Lee (Lawrence)	Pruitt
Bassett	Gilchrist	Locke (Choctaw)	Ramey
Boyd	Gilmer	Locke (Perry)	Roberts
Bradford	Gist	Love	Rodgers
Branyon	Goodwyn	McClendon (Chambers)	Selman
Brassell	Gregory	McKay	Shumate
Brewer	Hain	McLendon (Bullock)	Simon
Broadfoot	Hall	McNider	Speaks
Brooks	Haltom	Martin	Steagall
Brown (Lamar)	Hanby	Mathews	Stembridge
Callahan	Hardy	Mathison	Summerlin
Cornett	Harvey	Merrill	Taylor
Cox	Hawkins	Murphy	Tyson
Crook	Holliman	Nettles	Vacca
Davis	Huddleston	Nice	Ward
deGraffenried	Hunt	Nolen	Windle
Dement	Jenkins	Oakley	Wood
DeSear	Johnson (Elmore)		

—86

And the bill:

H. 96. Proposing an amendment to the Constitution relative to Lauderdale County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Oden
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Payne
Albea	Faulk	Kendall	Perry
Ashworth	Ferrell	Killough	Pirkle
Bassett	Franklin	Kirkham	Pruitt
Boyd	Gilchrist	Lackey	Ramey
Bradford	Gilmer	Lee (Barbour)	Roberts
Branyon	Gist	Lee (Lawrence)	Rodgers
Brassell	Goodwyn	Locke (Choctaw)	Selman
Brewer	Gregory	Locke (Perry)	Shumate
Broadfoot	Hain	Love	Simon
Brooks	Hall	McKay	Speaks
Brown (Lamar)	Haltom	McLendon (Bullock)	Steagall
Callahan	Hanby	McNider	Summerlin
Cornett	Hardy	Martin	Taylor
Cox	Harrison	Mathews	Thomas
Crook	Harvey	Mathison	Tyson
Davis	Hawkins	Merrill	Vacca
Dawkins	Hodges	Murphy	Ward
deGraffenried	Holliman	Nettles	Windle
Dement	Huddleston	Nice	Wood
DeSear	Hunt	Nolcn	

—91

And the bill:

H. 99. To prescribe the salary and the manner of payment thereof of certain deputies sheriff for Lamar County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Crook	Haltom	Love
Adams (Jefferson)	Davis	Hardy	McClendon (Chambers)
Adams (Tallapoosa)	Dawkins	Harrison	McKay
Albea	deGraffenried	Harvey	McLendon (Bullock)
Ashworth	Dement	Hodges	McNider
Bassett	DeSear	Holliman	Martin
Boyd	Dickson	Huddleston	Mathews
Bradford	Edwards (Escambia)	Jenkins	Mathison
Branyon	Edwards (Jefferson)	Johnson (Elmore)	Merrill
Brassell	Faulk	Johnson (Tallapoosa)	Murphy
Brewer	Franklin	Killough	Nettles
Broadfoot	Gilchrist	Kirkham	Nice
Brooks	Gist	Lackey	Nolen
Brown (Lamar)	Goodwyn	Lee (Barbour)	Oakley
Callahan	Gregory	Lee (Lawrence)	Oden
Cornett	Hain	Locke (Choctaw)	Payne
Cox	Hall	Locke (Perry)	Perry

Pirkle	Rodgers	Speaks	Vacca
Pruitt	Selman	Steagall	Ward
Ramey	Shumate	Taylor	Windle
Roberts	Simon	Thomas	Wood

—84

And the bill:

H. 107. To provide further for the development of Marion County, conferring on the governing body of said county additional powers and authority to provide for public schools and other county improvements.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Nolen
Adams (Jefferson)	Dickson	Johnson (Elmore)	Oakley
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Tallapoosa)	Oden
Albea	Edwards (Jefferson)	Kendall	Payne
Ashworth	Faulk	Killough	Pirkle
Bassett	Ferrell	Lackey	Pruitt
Boyd	Franklin	Lee (Barbour)	Ramey
Bradford	Gilchrist	Lee (Lawrence)	Roberts
Branyon	Gist	Locke (Perry)	Rodgers
Brassell	Goodwyn	Love	Selman
Brewer	Gregory	McClendon (Chambers)	Shumate
Broadfoot	Hall	McKay	Simon
Brooks	Haltom	McLendon (Bullock)	Speaks
Brown (Lamar)	Hanby	McNider	Steagall
Cornett	Harrison	Martin	Taylor
Cox	Harvey	Mathews	Thomas
Crook	Hawkins	Mathison	Tyson
Davis	Hodges	Merrill	Vacca
Dawkins	Holliman	Murphy	Ward
deGraffenried	Huddleston	Nettles	Windle
Dement	Hunt	Nice	Wood

—84

And the bill:

H. 116. To create and establish the Marion County Superior Court; to define its jurisdiction and powers; to provide for its officers, their appointment, election, term of office, powers, duties and compensation; to provide that the court shall be open at all times for the transaction of business and to authorize the judge to fix the time for sessions for the trial of cases; to empower the court to prescribe its own rules of pleading, practice and procedure; and to give such rules the force and effect of law; to abolish the Marion County Court and transfer all cases pending therein to the court hereby established; and to provide for the transfer of certain causes pending in the circuit court of Marion County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Ashworth	Branyon	Brooks
Adams (Jefferson)	Bassett	Brassell	Brown (Lamar)
Adams (Tallapoosa)	Boyd	Brewer	Cornett
Albea	Bradford	Broadfoot	Cox

Crook	Haltom	Locke (Perry)	Pruitt
Davis	Hanby	Love	Ramey
Dawkins	Hardy	McClendon (Chambers)	Roberts
deGraffenried	Harrison	McKay	Rodgers
Dement	Harvey	McLendon (Bullock)	Selman
DeSear	Hawkins	McNider	Shumate
Dickson	Hodges	Martin	Simon
Edwards (Escambia)	Holliman	Mathews	Solomon
Edwards (Jefferson)	Huddleston	Merrill	Speaks
Faulk	Jenkins	Murphy	Steagall
Ferrell	Johnson (Elmore)	Nettles	Taylor
Franklin	Johnson (Tallapoosa)	Nice	Thomas
Gilchrist	Killough	Nolen	Tyson
Gilmer	Kirkham	Oakley	Vacca
Goodwyn	Lackey	Oden	Ward
Gregory	Lee (Barbour)	Payne	Windle
Hain	Lee (Lawrence)	Perry	Wood
Hall	Locke (Choctaw)	Pirkle	

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And the bill:

H. 151. For the relief of T. B. Jarman; authorizing the court of county commissioners, board of revenue, or like governing body of Sumter County to appropriate and pay from the general fund of the county the sum of five hundred dollars (\$500) to said Jarman as damages for an injury to his property.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Elmore)	Nolen
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Tallapoosa)	Oakley
Albea	Faulk	Kendall	Oden
Ashworth	Ferrell	Killough	Payne
Bassett	Franklin	Kirkham	Perry
Boyd	Gilchrist	Lackey	Pirkle
Bradford	Gilmer	Lee (Barbour)	Pruitt
Branyon	Goodwyn	Lee (Lawrence)	Ramey
Brassell	Gregory	Locke (Choctaw)	Roberts
Brewer	Hain	Locke (Perry)	Rodgers
Broadfoot	Hall	Love	Selman
Brooks	Haltom	McClendon (Chambers)	Shumate
Brown (Lamar)	Hanby	McKay	Solomon
Callahan	Hardy	McLendon (Bullock)	Speaks
Cornett	Harrison	McNider	Steagall
Cox	Harvey	Martin	Taylor
Crook	Hawkins	Mathews	Thomas
Davis	Hodges	Mathison	Tyson
Dawkins	Holliman	Merrill	Vacca
deGraffenried	Huddleston	Murphy	Ward
Dement	Hunt	Nettles	Windle
DeSear	Jenkins	Nice	Wood
Dickson			

—89

#### H. 169 POSTPONED

On motion of Mr. Selman, consideration of the bill, H. 169, was postponed until the next legislative day.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Nice
Adams (Jefferson)	Dickson	Johnson (Tallapoosa)	Nolen
Adams (Tallapoosa)	Edwards (Escambia)	Kendall	Oakley
Albea	Edwards (Jefferson)	Killough	Oden
Ashworth	Faulk	Kirkham	Perry
Bassett	Ferrell	Lackey	Pirkle
Boyd	Franklin	Lee (Barbour)	Pruitt
Bradford	Gilmer	Lee (Lawrence)	Ramey
Branyon	Goodwyn	Locke (Choctaw)	Selman
Brassell	Gregory	Locke (Perry)	Shumate
Brewer	Hain	Love	Simon
Broadfoot	Hall	McClendon (Chambers)	Solomon
Brooks	Haltom	McKay	Speaks
Brown (Lamar)	Hanby	McLendon (Bullock)	Steagall
Cornett	Harrison	McNider	Stembridge
Cox	Harvey	Martin	Taylor
Crook	Hawkins	Mathews	Thomas
Davis	Hodges	Mathison	Vacca
Dawkins	Holliman	Merrill	Ward
deGraffenried	Huddleston	Murphy	Windle
Dement	Jenkins	Nettles	Wood

—84

And the bill:

H. 172. To provide for paid leaves of absence for certain employees of Walker County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Elmore)	Nettles
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Nolen
Albea	Faulk	Kendall	Oakley
Ashworth	Ferrell	Killough	Oden
Bassett	Franklin	Kirkham	Perry
Boyd	Gilmer	Lackey	Pirkle
Bradford	Goodwyn	Lee (Barbour)	Pruitt
Branyon	Gregory	Lee (Lawrence)	Ramey
Brassell	Hain	Locke (Choctaw)	Selman
Brewer	Hall	Locke (Perry)	Shumate
Broadfoot	Haltom	Love	Solomon
Brooks	Hanby	McClendon (Chambers)	Speaks
Brown (Lamar)	Hardy	McKay	Steagall
Cornett	Harrison	McLendon (Bullock)	Stembridge
Cox	Harvey	McNider	Taylor
Crook	Hawkins	Martin	Thomas
Dawkins	Hodges	Mathews	Vacca
deGraffenried	Holliman	Mathison	Ward
Dement	Huddleston	Merrill	Windle
DeSear	Hunt	Murphy	Wood
Dickson	Jenkins		

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#### H. 183 POSTPONED

On motion of Mr. Windle, consideration of the bill, H. 183, was postponed until the next legislative day.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Killough	Oden
Adams (Jefferson)	Edwards (Jefferson)	Kirkham	Payne
Adams (Tallapoosa)	Faulk	Lackey	Perry
Albea	Ferrell	Lee (Barbour)	Pirkle
Ashworth	Gilmer	Lee (Lawrence)	Pruitt
Bradford	Goodwyn	Locke (Choctaw)	Ramey
Branyon	Gregory	Locke (Perry)	Rodgers
Brassell	Hall	Love	Selman
Brewer	Haltom	McClendon (Chambers)	Shumate
Broadfoot	Hanby	McKay	Solomon
Brown (Lamar)	Harvey	McNider	Speaks
Cornett	Hawkins	Martin	Steagall
Crook	Hodges	Mathews	Stembridge
Davis	Holliman	Mathison	Taylor
Dawkins	Huddleston	Merrill	Thomas
deGraffenried	Hunt	Murphy	Vacca
Dement	Jenkins	Nettles	Ward
DeSear	Johnson (Tallapoosa)	Nice	Windle
Dickson	Kendall	Nolen	Wood

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And the bill:

II. 30. To Amend Section 151 of Chapter 8 of Title 52 of the Code of Alabama of 1940 as amended by Act No. 206 of Acts of the 1943 Session of the Legislature, and as amended by Act No. 418 of the 1951 Regular Session of the Legislature.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Hunt	Nice
Adams (Jefferson)	Edwards (Jefferson)	Jenkins	Nolen
Adams (Tallapoosa)	Faulk	Johnson (Elmore)	Oakley
Albea	Ferrell	Johnson (Tallapoosa)	Oden
Ashworth	Franklin	Kaul	Payne
Bassett	Gilchrist	Killough	Perry
Boyd	Gilmer	Lackey	Pirkle
Bradford	Gist	Lee (Barbour)	Pruitt
Branyon	Goodwyn	Lee (Lawrence)	Ramey
Brewer	Gregory	Locke (Choctaw)	Selman
Broadfoot	Hain	Locke (Perry)	Shumate
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Cornett	Hanby	McKay	Steagall
Crook	Hardy	McLendon (Bullock)	Stembridge
Davis	Harrison	McNider	Taylor
Dawkins	Harvey	Martin	Thomas
deGraffenried	Hawkins	Mathews	Vacca
Dement	Hodges	Mathison	Ward
DeSear	Holliman	Merrill	Windle
Dickson	Huddleston	Nettles	Wood

—84



## ADJOURNMENT

On motion of Mr. Edwards (Escambia) the House adjourned until Tuesday, May 21, 1957, at ten-thirty o'clock A. M.

Yeas 63; Nays 2.

Yeas:

Mr. Speaker	Gilchrist	Killough	Ramey
Adams (Tallapoosa)	Gist	Lackey	Reynolds
Albea	Goodwyn	Lee (Lawrence)	Richardson
Ashworth	Gregory	Locke (Choctaw)	Roberts
Boyd	Hain	Locke (Perry)	Rodgers
Branyon	Hall	Love	Selman
Broadfoot	Haltom	McClendon (Chambers)	Shumate
Brooks	Hanby	McLendon (Bullock)	Simon
Brown (Lamar)	Harvey	McNider	Solomon
Cox	Hawkins	Martin	Speaks
Dawkins	Hodges	Merrill	Steagall
deGraffenried	Holliman	Murphy	Stembridge
Dement	Huddleston	Nettles	Taylor
Dickson	Hunt	Nolen	Vacca
Edwards (Escambia)	Johnson (Elmore)	Oden	Windle
Edwards (Jefferson)	Johnson (Tallapoosa)	Pirkle	—63
Nay:	Messrs. McKay and Tyson.		—2

## FIFTH DAY

House of Representatives  
Montgomery, Alabama  
Tuesday, May 21, 1957

The House met pursuant to adjournment.

## PRAYER

The session was opened with prayer by Dr. J. R. Whie, Pastor, First Baptist Church, Montgomery, Alabama.

## ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Cox	Hain	Kendall
Adams (Jefferson)	Davis	Hall	Killough
Adams (Tallapoosa)	Dawkins	Haltom	Kirkham
Albea	deGraffenried	Hanby	Lackey
Ashworth	Dement	Hardy	Law
Bassett	DeSear	Hare	Lee (Barbour)
Boyd	Dickson	Harrison	Lee (Lawrence)
Bradford	Edwards (Escambia)	Harvey	Locke (Choctaw)
Brannan	Edwards (Jefferson)	Hawkins	Locke (Perry)
Branyon	Faulk	Hodges	Love
Brassell	Ferrell	Holliman	McClendon (Chambers)
Brewer	Franklin	Huddleston	McKay
Broadfoot	Gilchrist	Hunt	McLendon (Bullock)
Brooks	Gilmer	Jenkins	McNider
Brown (Lamar)	Gist	Johnson (Elmore)	Martin
Brown (Lee)	Goodwyn	Johnson (Tallapoosa)	Mathews
Callahan	Gregory	Kaul	Mathison
Cornett	Grouby	Kelly	Merrill

Money	Perry	Selman	Summerlin
Murphy	Pirkle	Shumate	Taylor
Nettles	Pruitt	Simon	Thomas
Nice	Ramey	Solomon	Tyson
Nolen	Reynolds	Speaks	Vacca
Oakley	Richardson	Steagall	Ward
Oden	Roberts	Stembridge	Windle
Payne	Rodgers	Stokes	Wood

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A quorum was present.

#### LEAVE OF ABSENCE

On motion of Mr. Jenkins leave of absence was granted to Mr. Burkhalter because of illness in his family.

#### REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the fourth legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

On motion of Mr. Hawkins, the reading at length of the Journal of the House for the fourth legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the fourth legislative day was approved.

Yeas 70; Nays 0.

Yeas:

Mr. Speaker	Faulk	Lee (Barbour)	Pirkle
Adams (Tallapoosa)	Ferrell	Lee (Lawrence)	Pruitt
Albea	Franklin	Locke (Choctaw)	Ramey
Ashworth	Gilmer	Love	Reynolds
Bassett	Gist	McKay	Richardson
Boyd	Goodwyn	McLendon (Bullock)	Roberts
Branyon	Gregory	McNider	Selman
Brassell	Hain	Mathison	Shumate
Brewer	Hall	Merrill	Simon
Broadfoot	Haltom	Money	Speaks
Brown (Lamar)	Hardy	Murphy	Steagall
Cox	Harvey	Nettles	Stembridge
Davis	Hawkins	Nice	Taylor
Dawkins	Jenkins	Nolen	Thomas
Dement	Johnson (Elmore)	Oakley	Vacca
DeSear	Johnson (Tallapoosa)	Oden	Ward
Dickson	Killough	Payne	Wood
Edwards (Jefferson)	Lackey		

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#### RECESS

On motion of Mr. Hawkins the House recessed to hear an address by Honorable Eddy Gilmore, Associated Press foreign correspondent.

Yeas 64; Nays 2.

Yeas:

Mr. Speaker	Bassett	Brassell	Brown (Lamar)
Adams (Tallapoosa)	Boyd	Brewer	Davis
Albea	Brannan	Broadfoot	Dawkins
Ashworth	Branyon	Brooks	Dement

DeSear	Hardy	McNider	Reynolds
Edwards (Escambia)	Harvey	Mathews	Richardson
Edwards (Jefferson)	Hodges	Mathison	Selman
Ferrell	Huddleston	Money	Shumate
Franklin	Jenkins	Murphy	Solomon
Gilmer	Johnson (Tallahassee)	Nettles	Speaks
Gist	Kelly	Nice	Steagall
Goodwyn	Kirkham	Nolen	Summerlin
Gregory	Lackey	Oden	Vacca
Hain	Lee (Lawrence)	Payne	Ward
Hall	McKay	Pirkle	Windle
Haltom	McLendon (Bullock)	Ramey	Wood

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Nays: Messrs. Dickson and Stembridge

—2

## JOINT SESSION

The hour of eleven o'clock A. M. having arrived, the Senate and House of Representatives of the Legislature of Alabama met in joint session in the Hall of the House of Representatives, in accordance with Senate Joint Resolution No. 12, for the purpose of hearing an address by Honorable Eddy Gilmore, Associated Press foreign correspondent.

The joint session was called to order by Honorable W. Guy Hardwick, Lieutenant Governor and Presiding Officer of the Senate.

Mr. Gilmore appeared before the joint session and delivered his address to the Legislature.

The Lieutenant Governor and Presiding Officer of the Senate announced that the purpose of the joint session having been accomplished, the Senate would retire to its Chamber.

The Speaker of the House then called the House to order.

## RESOLUTION

The following resolution was introduced:

By Messrs. Callahan and Oden:

H. J. R. 14. BE IT RESOLVED by the House of Representatives, the Senate concurring, that each member of the Legislature of Alabama who served as a budget advisor to the Governor during the public hearings held on the present budget be paid at the rate of Twenty Dollars (\$20.00) per day for each day's attendance at such hearings: Such payment to be made from the appropriation heretofore made to the Legislature for the fiscal year ending September 30, 1957.

On motion of Mr. Oden the rules were suspended and H. J. R. 14 was adopted.

Yeas 55; Nays 0.

Yeas:

Mr. Speaker	Brown (Lamar)	Ferrell	Huddleston
Adams (Tallahassee)	Callahan	Gist	Hunt
Albea	Cox	Gregory	Jenkins
Boyd	Davis	Hall	Kirkham
Bradford	Dawkins	Haltom	Lackey
Brannan	deGraffenried	Hardy	Lee (Lawrence)
Branyon	Dickson	Harvey	Locke (Choctaw)
Brassell	Edwards (Escambia)	Hawkins	Love
Broadfoot	Faulk	Holliman	McClendon (Chambers)

McLendon (Bullock)	Oden	Selman	Thomas
McNider	Ramey	Shumate	Tyson
Mathews	Reynolds	Simon	Vacca
Mathison	Richardson	Stembridge	Wood
Oakley	Rodgers	Stokes	

—55

## RECESS

On motion of Mr. Davis the House recessed until 1:30 o'clock this afternoon.

Yeas 65; Nays 1.

Yeas:

Mr. Speaker	Franklin	Kirkham	Payne
Ashworth	Gist	Lackey	Perry
Bradford	Goodwyn	Law	Reynolds
Branyon	Gregory	Lee (Lawrence)	Richardson
Brassell	Grouby	Locke (Choctaw)	Rodgers
Broadfoot	Hall	Locke (Perry)	Selman
Brooks	Hare	Love	Shumate
Brown (Lamar)	Harvey	McClendon (Chambers)	Simon
Callahan	Hawkins	McKay	Solomon
Cornett	Hodges	McLendon (Bullock)	Speaks
Cox	Holliman	McNider	Steagall
Davis	Huddleston	Martin	Stembridge
Dawkins	Jenkins	Mathison	Taylor
DeSear	Johnson (Elmore)	Merrill	Tyson
Dickson	Johnson (Tallapoosa)	Murphy	Vacca
Edwards (Escambia)	Killough	Oden	Wood
Faulk			

—65

Nay: Mr. Money

—1

## AFTERNOON SESSION

The hour of 1:30 o'clock P. M. having arrived, the House reconvened.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:  
By Mr. Engelhardt:

S. J. R. 16. WHEREAS, Black Monday, May 17, 1954, is the day forever associated in American History with the announcement of the most infamous decision ever made by the Supreme Court of the United States, and

WHEREAS, on that Black Monday, the Federal Supreme Court at Washington, setting aside and annulling eighty-six years of sound judicial precedent, declared racial segregation in the public schools, owned and operated by the States of the Union, unconstitutional on the spurious ground that these statutes denied Negroes the equal protection of the laws; and

WHEREAS, this Black Monday decision abolished segregation in public schools required by State Law in: Alabama, Arkansas, Delaware, Florida, Georgia, Kentucky, Louisiana, Maryland, Mississippi, Missouri, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, Virginia and West Virginia; and

WHEREAS, this Black Monday ruling, nullifying segregation in the public schools of the States, written by Earl Warren, eulogized as a great Republican Chief Justice by the Vice President of the United States, is a distortion and perversion of the United States Constitution; and

WHEREAS, this School Segregation decision of the Federal Supreme Court, departing from the long established law of separate, but equal school facilities for the Whites and Blacks is not based on any facts shown by the record before the Court, not on factual truths, not on anything in the Constitution, but on so-called psychological knowledge; and

WHEREAS, the Black Monday ruling usurps the power not possessed by Chief Justice Earl Warren and his associates, and is an amendment and change in our Federal Constitution, not sanctioned by the vote of two-thirds of the members of the Federal Senate and House, nor consented to by the people of three-fourths of the sovereign States of the Union; and

WHEREAS, this Black Monday decision reads into the great charter of our liberties, language which it does not contain, and which those who wrote the Constitution and its amendments, never intended it to contain, which decision makes our Constitutions mean one thing yesterday, another today, and something else tomorrow; and

WHEREAS, this Black Monday decision, obtained by the Negro lawyers of the Negro National Association for the Advancement of Colored People, whose leaders are left-wing radicals, did not, and could not, cite a single, legal precedent in support of the ruling, but based the decision on the writings of a group of pseudo-sociologists, several of whom had been declared by the United States Department of Justice to be subversives and one of whom, Gunnar Myrdal, wrote in the book the Supreme Court cites with approval, the American Dilemma, that the Federal Constitutional Convention of 1787 was "nearly a plot against the common people" and further that the United States Constitution is today "impractical and ill-suited to modern conditions;" and

WHEREAS, the Chief Justice and the Associate Justices of the United States Supreme Court in their Black Monday decision, consciously and intentionally intended to bring about, without consent of the people of the States, a change in the structure of our American society, and

WHEREAS, the Black Monday decision is a gross invasion of the rights of the States, ignoring the provisions of the 10th Amendment to the United States Constitution, an amendment without which the adoption of the Constitution could not have been had, and which provides that:

"The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or the people."

WHEREAS, the Southern States, acting on former Supreme Court rulings over a period of eighty-six years, and out of a sense of fairness to both races, have poured multiplied millions of their State tax dollars, 90 percent of which is collected from members of the White Race, into programs of equalization to bring Negro schools to a level of equality with the White schools; and

WHEREAS, the Black Monday decision of the Supreme Court threatens to undermine the ancient foundation of our form of Government and to destroy forever the purity of the race which has made us a great people, and to whom all recorded history belongs; now, therefore, be it

RESOLVED by the Senate of the State of Alabama, the House of Representatives concurring, in session on the Third Anniversary of the United States Supreme Court's infamous Black Monday decision, a day when the justices of the Court took off their judicial robes and put on the caps and gowns of sociology professors,

1) That we condemn said Black Monday decision as an unwarranted invasion of the Rights of the States; and

2) That we denounce it as a grave threat to the rights of our country, and to the peace and happiness of our people; and

3) That we pledge ourselves and our people, without interruption or abatement, resistance, by all lawful means, to this odious Supreme Court judgment which strikes down all local, self-government in America and tears the heart out of the United States Constitution; and

4) That copies of this resolution be mailed by the Secretary to the Chief Justice and each Associate Justice of the United States Supreme Court.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

On motion of Mr. McKay the rules were suspended and the House concurred in and adopted the S. J. R. 16 set out in the above and foregoing Message from the Senate.

Yeas 93; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kaul	Oden
Adams (Tallapoosa)	Faulk	Kelly	Payne
Albea	Ferrell	Kendall	Perry
Ashworth	Franklin	Killough	Pirkle
Bassett	Gilmer	Kirkham	Pruitt
Boyd	Gist	Lackey	Ramey
Bradford	Gregory	Lee (Barbour)	Reynolds
Brannan	Grouby	Lee (Lawrence)	Richardson
Branyon	Hain	Locke (Choctaw)	Rodgers
Brassell	Hall	Locke (Perry)	Selman
Brewer	Haltom	Love	Simon
Broadfoot	Hardy	McClendon (Chambers)	Speaks
Brooks	Hare	McKay	Steagall
Brown (Lamar)	Harrison	McLendon (Bullock)	Stembridge
Brown (Lee)	Harvey	McNider	Stokes
Callahan	Hawkins	Martin	Summerlin
Cornett	Hodges	Mathews	Taylor
Cox	Holliman	Mathison	Thomas
Dawkins	Huddleston	Merrill	Tyson
deGraffenried	Hunt	Money	Vacca
Dement	Jenkins	Nettles	Ward
DeSear	Johnson (Elmore)	Nolen	Windle
Dickson	Johnson (Tallapoosa)	Oakley	Wood
Edwards (Escambia)			

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#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bills and ordered same sent forthwith to the House without engrossment:

By Mr. Allen:

S. 98. Relating to Cullman County; providing that the court of county commissioners, board of revenue, or like county governing body of Cullman County shall be solely responsible for the construction, repair, and maintenance of the county roads and bridges of Cullman County, and relieving the State Highway Department of certain duties in regard thereto; authorizing, directing, and requiring the county governing body to divide the county, or to cause the county to be divided, into four districts, and to appoint a road and bridge supervisor for each such district and fix his compensation; providing for the transfer by the State Highway Department to the county governing body of certain funds, road equipment, machinery and supplies; providing for the assumption and retirement of outstanding financial obligations incurred in the construction, repair and maintenance of county roads and bridges in Cullman County; providing that the provisions of this Act shall become operative only upon a majority vote of the qualified electors of the county favoring the adoption of the provisions of this Act in an election held pursuant hereto; and repealing conflicting laws.

With notice and proof thereto attached and herewith exhibited as follows:

#### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF CULLMAN

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Relating to Cullman County; providing that the court of county commissioners, board of revenue, or like county governing body of Cullman County shall be solely responsible for the construction, repair, and maintenance of the county roads and bridges of Cullman County, and relieving the State Highway Department of certain duties in regard thereto; authorizing, directing, and requiring the county governing body to divide the county, or to cause the county to be divided, into four districts, and to appoint a road and bridge supervisor for each such district and fix his compensation; providing for the transfer by the State Highway Department to the county governing body of certain funds, road equipment, machinery and supplies; providing for the assumption and retirement of outstanding financial obligations incurred in the construction, repair and maintenance of county roads and bridges in Cullman County; providing that the provisions of this Act shall become operative only upon a majority vote of the qualified electors of the county favoring the adoption of the provisions of this Act in an election held pursuant hereto; and repealing conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The provisions of this Act shall become operative only if approved by a majority of the electors of Cullman County voting in a referendum, which shall be held on the date of the first state-wide election held after adjournment of the 1957 Regular Session of the Legislature for the purpose of voting on amendments to the Constitution. The governing body of Cullman County shall order and provide for the holding of the referendum on such date, and for canvassing the results thereof. On the ballots to be used at the election the question shall be stated

substantially as follows: "Do you favor having the court of county commissioners, board of revenue, or like county governing body of Cullman County exercise jurisdiction over the construction, repair and maintenance of county roads and bridges instead of the State Highway Department? Yes ( ) No ( )." If a majority of the votes cast at the election are "Yes," the provisions of the Act shall become operative on January 2, 1959. If the majority are "No," this Act shall have no further effect. The result of the election shall be certified to the Secretary of State and to the State Highway Director within ten days after the election.

Section 2. Upon the adoption of this Act as herein provided, the court of county commissioners, board of revenue, or like governing body of Cullman County shall be solely responsible for the construction, repair and maintenance of the roads and bridges in the county. The county governing body shall have all the powers and jurisdiction with respect to county roads and bridges which are or which hereafter may be vested in or required of courts of county commissioners, boards of revenue, or other like county governing bodies by the general laws of this State, or vested in or required of the governing body of Cullman County by local law; and except as may otherwise be provided herein, the members of the county governing body of Cullman County shall perform all the duties and services and shall exercise all the powers and authority with respect to the construction, repair and maintenance of county roads and bridges which are or which hereafter may be provided by law for members of courts of county commissioners, boards of revenue, or other like county governing bodies.

Section 3. Upon the adoption of this Act, the county governing body is hereby authorized, directed and required to divide the county, or cause the county to be divided, into four quarters, each of which shall be equal in size to each of the other three quarters, insofar as may be practical and feasible. The southeastern quarter shall be designated as District 1; the southwestern quarter shall be designated as District 2; the northeastern quarter shall be designated as District 3; and the northwestern quarter shall be designated as District 4. The county governing body shall appoint a road and bridge supervisor for each of the four districts herein provided for, and the road and bridge supervisor of each district shall, subject to the control of the county governing body, supervise the construction, repair, and maintenance of county roads and bridges within his district. The road and bridge supervisors shall each receive compensation in an amount to be fixed by the governing body of the county.

Section 4. Upon the adoption of this Act, any unexpended monies remaining in the fund required by law to be maintained by the State Highway Department for use in the construction, repair and maintenance of county roads and bridges in Cullman County shall be paid over to the county governing body of Cullman County, except as otherwise provided by this Act. Thereafter, all funds and monies designated by law for use in the construction, repair and maintenance of county roads and bridges in Cullman County to which Cullman County may be entitled, whether from the proceeds of the state gasoline tax, the motor vehicle license tax, or other state tax, or any federal aid accruals or from any other source whatsoever, shall be paid to the county governing body of Cullman County by the appropriate county or state official.

Section 5. Upon the adoption of this Act, the State Highway Department shall transfer and turn over to the governing body of Cullman County road equipment, machinery and supplies of like kind and equal in value to the road equipment, machinery and supplies which Cullman County was required to transfer and turn over to the State Highway Department in accordance with legislation enacted prior to the adoption of this Act, which legislation required the State Highway Department to construct, repair and maintain roads and bridges in Cullman County.



Section 6. All persons employed by the State Highway Department in the construction, repair and maintenance of county roads and bridges in Cullman County upon the adoption of this Act shall cease to be employees of the State Highway Department, shall no longer be subject to the State Merit System Law, and shall continue to be employed by the county in the construction, repair and maintenance subject to the approval of the county governing body.

Section 7. Any contract for the construction, repair or maintenance of county roads and bridges in Cullman County entered into by the State Department prior to the adoption of this Act shall remain in full force and effect until the terms thereof have been complied with.

Section 8. All outstanding financial obligations which were incurred prior to the adoption of this Act for the construction, repair, or maintenance of county roads and bridges in Cullman County shall, upon the adoption of this Act, become outstanding financial obligations of Cullman County, and shall be retired or paid in accordance with the terms under which such indebtedness was incurred.

Section 9. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 10. All the provisions of Sections 6, 7, 8, and 9 of Act 13, H. 5, approved February 4, 1955 (Acts of Alabama, 1955, V. 1, p. 37), insofar as they conflict with this Act, are hereby expressly repealed, and all other laws or parts of laws in conflict with the provisions of this Act are also hereby repealed.

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF CULLMAN

Before me, the undersigned authority in and for said County in said State, this day personally appeared Robert Bryan, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Cullman Democrat, a newspaper of general circulation published in Cullman County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 19, April 26, May 3, and May 10, all in the year 1957.

ROBERT BRYAN.

Sworn to and subscribed before me 10th day of May, 1957.

MARIE W. BERGIN,  
Notary Public.

My Commission Expires 3-29-61.

Also:

By Mr. Skidmore:

S. 106. To fix the compensation of certain officers of counties having a population of not less than ninety-four thousand nor more than one hundred thirty-four thousand inhabitants and in which the Legislature is authorized to fix, regulate and alter the salaries of such officers.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

S. 98. Local Legislation No. 1.

S. 106. Local Legislation No. 1.

## BILLS ON SECOND READING

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 257. To Alter or re-arrange the boundary lines of the Town of Rainsville, Alabama, so as to include within the corporate limits of said town or territory not already included therein.

H. 256. Relating to the construction, maintenance and repair of the county roads and bridges of DeKalb County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department, and relieving the county and officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds, including DeKalb County's proportionate share of the state gasoline tax, the county one-cent tax on gasoline, state motor vehicle license taxes allocated to the county, and also for the transfer of supplies, equipment, machinery and materials used in the construction, maintenance and repair of county roads and bridges; and repealing conflicting laws.

H. 259. To apply in but only in counties having a population of not less than 19,200 inhabitants, nor more than 20,200, according to the last or any subsequent federal decennial census; authorizing the court of county commissioners, board of revenue or like governing body of such counties, by whatever name called or designated, to fix the compensation of deputies sheriff.

## INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Messrs. Killough, Boyd, Bassett, Goodwyn, Kendall, Nolen and Taylor:

H. 289. To prescribe a method of making gifts of securities and money to minors and of regulating the management and control of such gifts during the minority of the donees thereof.

Judiciary.

By Mr. Stokes:

H. 290. TO DEFINE ADVISORY ORGANIZATIONS WHICH ASSIST INSURERS WHO MAKE THEIR OWN FILINGS, OR WHO ASSIST RATING ORGANIZATIONS IN RATE MAKING; TO PROVIDE FOR THE REGULATION, INVESTIGATION, AND EXAMINATION OF SUCH ADVISORY ORGANIZATIONS BY THE DEPARTMENT OF INSURANCE; TO REPEAL ALL CONFLICTING LAWS AND TO PROVIDE AN EFFECTIVE DATE.

Business and Labor.

By Mr. Stokes:

H. 291. To amend Title 28, Sections 317 and 325 of the Code of Alabama 1940, as amended, which relates to the State Insurance Fund.

Ways and Means.

By Messrs. Pirkle, Davis, Cox, Merrill, Jenkins, Ferrell, Roberts, Ashworth, Speaks, Adams (Tallapoosa), Gist, Gregory, Johnson (Elmore), Johnson (Tallapoosa), Lee (Lawrence), Nolen, McClendon, Ramey, Branyon, Brown (Lamar), Solomon, Lee (Barbour), Mathison, Stembridge, Steagall, Payne, Franklin, Hanby, Shumate, Selman, Hardy and Albea:

H. 292. To provide for the prevention, eradication and control of diseases of poultry by authorizing the Department of Agriculture and Industries to establish and maintain poultry disease diagnostic laboratories; to authorize the adoption and execution of a poultry disease control program and to make an appropriation of funds from the State Treasury to be expended for the purpose of carrying out the provisions of this Act.

Ways and Means.

By Mr. Brown (Lamar):

H. 293. To fix the compensation of the county superintendent of education in all counties having a population of not more than 16,475 nor less than 16,075, according to the last or any subsequent federal decennial census.

Local Legislation No. 1.

By Messrs. Haltom, Broadfoot, Huddleston, Roberts, Stembridge, Steagall, Mathison, Franklin, Thomas, Ward, Albea, Merrill, Hodges, Martin, Cornett, Lee (Barbour), McClendon, Locke (Choctaw), Rodgers, Stokes, Taylor, Killough, Bassett, Kendall, Edwards (Escambia), Reynolds, Nice, Dickson, Selman, Shumate, Mathews, Summerlin, Dement, Kelly, Vacca, Speaks, Solomon, Brassell, Nolen, Oakley, Nettles, Kirkham, Ramey, Johnson (Tallapoosa), Hunt, Jenkins, Harvey, Hawkins, Branyon, Johnson (Elmore), Ferrell, Gist, Lee (Lawrence), Adams (Tallapoosa), Hare, McNider, Murphy and McLendon:

H. 294. To provide for the further promotion of river development in this State; to create the Alabama River Development Authority; to provide for the selection of the members of the Authority, and to prescribe their powers, duties, terms, qualifications, and compensation; to prescribe the authority and functions of the Authority; to provide for the appointment of an administrator of the Authority, and to prescribe his powers, duties, term, qualifications, and compensation; and to make an appropriation for the purposes of the Act.

Ways and Means.

By Messrs. Dement and Selman:

H. 295. To regulate further the selling, bartering, giving away, drinking or consuming of any alcoholic beverages enumerated and defined in Chapter 1 of Title 29, Code of Alabama, 1940; to provide for the licensing of persons in this State who buy, drink, or otherwise consume any such alcoholic beverages; to require every person who sells, barter, or gives away any of such beverages to ascertain that the person to whom such beverages are sold, bartered or given has a valid alcoholic beverage purchaser's or consumer's license; to authorize and direct the Alabama Alcoholic Beverage Control Board to enforce the provisions of this Act and to prescribe such rules and regulations as are necessary to effectuate the purposes of this Act; to prescribe penalties for violations of this Act and the rules and regulations authorized hereby; to provide for the suspension and revocation of such licenses; and to dedicate the proceeds of such licenses to certain public health purposes.

Ways and Means.

By Mr. Dickson:

H. 296. To provide for fire protection for rural communities; making an annual appropriation therefor.

Ways and Means.

By Messrs. Tyson, Jenkins, Mathison, Adams (Tallapoosa), deGraffenried, Brannan and Franklin:

H. 297. To confer on each incorporated municipality in this state having a population of less than 6,000 inhabitants according to the last preceding or any subsequent federal census, or any official census taken pursuant to Article 3 of Chapter 10 of Title 37 of the Code of Alabama of 1940, the same powers for the construction of, and the issuance of securities to finance, street and sidewalk improvements and sewer improvements outside of the corporate limits of such incorporated municipality and within its police jurisdiction as it may have under any law now existing or hereafter enacted respecting the construction of, and the issuance of securities to finance, any such improvements within the corporate limits of such incorporated municipality; to confer on each such incorporated municipality the same powers to assess the cost of any such improvements, whether constructed within the incorporated municipality or outside the municipality and within its police jurisdiction, against the properties specially benefited by such improvements whether such properties are located in such incorporated municipality or outside such municipality and within its police jurisdiction, that it may have under any law now existing or hereafter enacted respecting the assessment against properties located in such incorporated municipality of the cost of such improvements constructed in such municipality; to confer on each such municipality the power to finance any such improvements, constructed outside the incorporated municipality and within its police jurisdiction, by the sale and issuance of bonds payable solely out of the proceeds from assessments against the properties specially benefited by such improvements.

Local Government.

By Messrs. Tyson, Jenkins, McKay, Adams (Tallapoosa), deGraffenried, Mathison and Harrison:

H. 298. To propose an amendment to the Constitution relative to the method of adopting amendments to the Constitution.

Local Government.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Tyson, deGraffenried, Jenkins, Adams (Tallapoosa), Brannan, McKay, Johnson (Tallapoosa), Mathison, Harrison and Franklin:

H. 299. To propose and provide for an amendment to the Constitution of Alabama of 1901 providing that obligations hereafter incurred and securities hereafter issued by a municipality having a population of less than 6,000 inhabitants for the purpose of acquiring, providing or constructing sanitary or storm water sewers, street or sidewalk improvements, or school houses, shall not under certain circumstances be deemed to constitute an indebtedness of such municipality within the meaning of Section 225 of said constitution.

Local Government.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Tyson, Franklin, Adams (Tallapoosa) and Brannan:

H. 300. To amend further Section 429 of Title 51, Code of Alabama (1940), which relates to the tax on financial institutions.

Local Government.

By Messrs. Simon and Murphy:

H. 301. To propose an amendment to the Constitution of Alabama to provide for the coordinated administration of the institutions of higher learning of this State.

Constitution and Elections.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Simon and Murphy:

H. 302. To provide for the coordinated administration of higher education by the creation of a body corporate, to be known as the Board of Regents of the University System of Alabama, charged with responsibility for the government of the state institutions of higher learning; to create the University System of Alabama, composed of the state institutions of higher learning, and to prescribe the method for appropriating funds for the support thereof; to provide for the Board of Regents, and to prescribe its powers and duties; to abolish the boards of trustees of the Alabama College, the Alabama Polytechnic Institute, and the University of Alabama; and to transfer to the Board of Regents the rights, responsibilities, privileges, powers, and duties originally conferred upon and exercised by the boards of trustees of the Alabama College, the Alabama Polytechnic Institute, and the University of Alabama, and the State Board of Education in regard to other state institutions of higher learning.

Education.

By Mr. Martin:

H. 303. To define and regulate through licensure the practice of landscape architecture; establishing the State Board of Landscape Architects, and prescribing its powers and duties; prescribing qualifications of licensees to practice landscape architecture, fees for such licenses and penalties for violations of this Act; authorizing the State Board of Landscape Architects to examine applicants for licenses to practice landscape architecture, and to issue, deny, suspend and revoke such licenses; providing for appeals from decisions of the board to the courts of this State; providing for the collection and disbursement of examination and license fees and penalties; and providing for the enforcement of this Act.

State Administration.

By Mr. Goodwyn:

H. 304. Appropriating funds to effectuate the purposes of Act No. 59, S. 77, approved June 21, 1955, relating to the re-publication of the Code of 1940.

Ways and Means.

By Mr. Windle:

H. 305. To provide for the registration in this State of the birth of certain children born outside the State of Alabama.

State Administration.

By Messrs. Adams (Tallapoosa), Franklin and Tyson:

H. 306. To amend Sections 647 and 657 of Title 51 of the Code of Alabama of 1940, as heretofore amended, so as to exempt incorporated municipalities within the State of Alabama from the payment of the State Gasoline Excise Tax and so as to exclude incorporated municipalities in the State of Alabama from the distribution of said tax, or any part of said tax, except the tax upon aviation fuels.

Ways and Means.

By Messrs. Adams (Tallapoosa), Franklin and Tyson:

H. 307. To amend further Section 462 of Title 37 of the Code of 1940 relating to publication and recording of ordinances.

Local Government.

By Messrs. Adams (Tallapoosa), Jenkins, Franklin and Tyson:

H. 308. Providing for payments by the State of Alabama to incorporated municipalities in the State of Alabama which have expended money to construct the necessary treatment works to prevent the discharge of untreated or inadequately treated sewage or other waste into any streams of the State, including the cost of reports, plans, and specifications in connection therewith. Authorizing the State Health Officer to make such payments; providing the manner and extent to which such payments shall be made and limitations upon same; and making an appropriation to the State Health Department for the fiscal years 1957-58 and 1958-59 for the purposes of this Act.

Local Government.

By Messrs. Adams (Tallapoosa), Brannan and Mathison:

H. 309. To authorize the cities and towns of the State of Alabama to levy and collect annually a license and registration fee on automobiles and motor vehicles owned or operated by the residents of the corporate limits of the several cities and towns and their respective police jurisdictions and to provide that the funds derived therefrom shall be used exclusively for the construction, improvement and maintenance of streets and bridges and administrative expenses in connection therewith including the retirement of bonds for the payment of which such revenues may have been pledged, and for no other purpose.

Local Government.

By Messrs. Adams (Tallapoosa), Mathison, Franklin, Harrison, Tyson, Brannan and McKay:

H. 310. To authorize municipal corporations of the state to charge a higher rate for water, gas, and electricity, use of sewerage, and for services, rendered beyond the corporate limits.

Local Government.

By Messrs. Adams (Tallapoosa), Mathison, Johnson (Tallapoosa), Jenkins, Tyson, Brannan, McKay, Harrison and Franklin:

H. 311. To amend Sections 2 and 6 of Act No. 175 adopted at the 1951 Regular Session of the Legislature of Alabama pertaining to public corporations organized in municipalities for water, sewer, gas and electric purposes, or any of them, so as to provide that any similar corporation in existence under any other law may amend its certificate of incorporation for the purpose of coming under the provisions of said Act No. 175, and so as to make further provision respecting the vesting in the applicable municipality of title to a system owned by any public corporation organized under said act or whose certificate of incorporation is amended thereunder, and so as to provide that more than one corporation may be in existence at the same time in the same municipality under the provisions of said act.

Local Government.

By Messrs. Jenkins, Adams (Tallapoosa), Mathison, Franklin, Tyson and Brannan:

H. 312. To amend Section 129 of Title 2 of the Code of 1940 relating to permit fee.

Local Government.

By Messrs. McKay and Payne (with notice and proof):

H. 313. Relating to Talladega County: To authorize the board of revenue, court of county commissioners, or other like governing body of Talladega County to provide clerk-hire allowances for certain county officers.

Local Legislation No. 1.

Notice and Proof H. 313:

#### LEGAL

#### STATE OF ALABAMA COUNTY OF ALABAMA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Relating to Talladega County: To authorize the board of revenue, court of county commissioners, or other like governing body of Talladega County to provide clerk-hire allowances for certain county officers.

Be It Enacted by the Legislature of Alabama:

Section 1. The board of revenue, court of county commissioners, or other like governing body of Talladega County is hereby authorized and empowered to expend from the general fund of the county, in addition to all other sums now provided by law, any amounts deemed to be reasonable and necessary by the said county governing body for the efficient operation of the offices of the judge of probate, tax assessor, tax collector, sheriff, clerk of the circuit court, register of the circuit court, coroner, and any other officer whose salary or other compensation is paid in whole or in part by Talladega County, for increasing the salaries or compensation of the clerks, deputies, and assistants in said offices, and for employing additional help in said offices.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

G. K. LEONARD  
Senator  
L. N. Payne  
Representative  
C. W. McKAY, JR.  
Representative

A25 4tc

#### STATE OF ALABAMA TALLADEGA COUNTY

Personally appeared before me, a Notary Public in and for said County W. A. Moody, who being duly sworn according to law, deposes and says that he is the Publisher of the SYLACAUGA ADVANCE a newspaper published in said County and that the publication of a certain notice, a true copy of which is hereto affixed, has been made in said newspaper for 4 weeks consecutively, to-wit in the issues hereof dated as follows: April 25, 1957, May 2, 1957, May 9, 1957, May 16, 1957.

W. A. MOODY.

Subscribed and sworn to before me this 20 day of May, 1957.

EUGENE D. BUTLER,  
Notary Public.

By Messrs. deGraffenried and Adams (Tallapoosa):

H. 314. To amend Section 135 of Title 37 of the Code of Alabama of 1940, as heretofore amended, to further provide for extending the corporate limits and boundaries of incorporated municipalities, and to repeal Sections 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, and 167 of Title 37 of the Code of Alabama, 1940.

Local Government.

By Messrs. deGraffenried, Jenkins, Mathison, Adams (Tallapoosa), Brannan, McKay, Harrison and Franklin:

H. 315. To validate, in certain cases, municipal corporations attempted to be organized under the laws of Alabama and invalid because of any irregularity in the procedure for incorporation.

Local Government.

By Messrs. deGraffenried, Jenkins, McKay, Adams (Tallapoosa), Tyson, Brannan, Mathison, Harrison and Franklin:

H. 316. To amend Section 445 of Title 37 of the Code of 1940 relating to the employment of an expert accountant for the annual examination of the books and accounts of municipal officials.

Local Government.

By Messrs. deGraffenried, Jenkins, Mathison, McKay, Adams (Tallapoosa), Tyson, Brannan, Harrison, and Franklin:

H. 317. To amend Section 504 of Title 37 of the Code of 1940 relating to statements, claims, or demands for injury filed:

Local Government.

By Messrs. deGraffenried, Mathison, McKay, Adams (Tallapoosa), Brannan, Harrison and Franklin:

H. 318. To amend Section 26 of Title 29 of the Code of 1940 relating to filing of applications for licenses.

Local Government.

By Messrs. Selman and Shumate (with notice and proof):

H. 319. Relating to the county court of Walker County; to re-define the jurisdiction of said court, prescribe the powers and duties thereof, provide for the selection, tenure, powers, duties, and compensation of its officers, and repeal conflicting laws.

Local Legislation No. 1.

Notice and Proof H. 319:

STATE OF ALABAMA  
COUNTY OF WALKER

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to the county court of Walker County; to re-define the jurisdiction of said court, prescribe the powers and duties thereof, provide



for the selection, tenure, powers, duties, and compensation of its officers, and repeal conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The county court of Walker County shall have the following power, authority, and jurisdiction:

(a) All power, authority, and jurisdiction which are now, or which hereafter may be, conferred on or vested in county courts under the general laws of this State.

(b) All power, authority, and jurisdiction which are now, or which hereafter may be, conferred on or vested in the juvenile court of Walker County, and the juvenile court of Walker County is hereby relieved of all such power, authority, and jurisdiction.

(c) Jurisdiction concurrent with justices of the peace in Walker County in matters pertaining to bastardy proceedings.

(d) All power, authority, and jurisdiction relating to domestic relations which are now, or which hereafter may be, conferred on or vested in the probate court of Walker County; or which is conferred on or vested in the probate court of Walker County under the provisions of Article 3 of Chapter 4 of Title 34, Code of Alabama (1940), or any other laws relating to the duties of a husband toward his wife or any parents toward their children, and that the county court shall have all the power, authority, and jurisdiction conferred on or vested in the probate court of Walker County under the provisions of Chapter 7 of Title 13, or any other laws relating to juvenile delinquents, probation officers, wards of the State, and dependent children; and the probate court of Walker County is hereby relieved of all such power, authority, and jurisdiction as may be conferred on or vested in the county court of Walker County under the provisions of this subsection.

(e) Jurisdiction concurrent with the circuit court of Walker County of all misdemeanors committed in the county.

(f) Jurisdiction concurrent with the circuit court of Walker County in all matters pertaining to habeas corpus proceedings instituted in Walker County, and in all matters pertaining to divorce proceedings held under the provisions of Chapter 2 of Title 24, Code of Alabama (1940).

Section 2. The judge of the county court of Walker County shall be elected at the general election to be held in November, 1958, and every six years thereafter, and neither the probate judge nor the judge of the probate court of Walker County shall serve as judge of the county court. The judge of the county court shall hold office for a term of six years from the first Monday after the second Tuesday in January next following his election, and until his successor shall have been elected and qualified. The judge of the county court shall be a resident and qualified elector of Walker County, shall be a person learned in the law, and shall have been admitted to the practice of law in the State of Alabama. The judge of the county court shall receive a salary of seven thousand two hundred dollars (\$7,200.00) per annum, payable as a preferred claim in equal monthly installments out of the general fund of the county, which shall be in lieu, of all other compensation heretofore provided by law. The judge of the county court may be impeached or removed from office on the same grounds and in the same manner as may be provided for the impeachment or removal of judges of county courts under the general laws of this State.

Section 3. The judge of the county court of Walker County shall have the power and authority to administer oaths and take acknowledg-

ments to conveyances and affidavits in all cases in which such oaths, acknowledgments, and affidavits are required by law, and to solemnize the rites of matrimony. Also, the judge of the county court shall have and exercise the power and authority which are now, or which hereafter may be, conferred on or vested in the judges of county courts under the general laws of this State, or which are conferred on or vested in the judge of the county court of Walker County.

Section 4. The judge of the county court shall at all reasonable times, when not otherwise engaged in the discharge of the duties of his office, occupy an office in the court house, which office shall be provided by Walker County; and it shall be unlawful for the judge of the county court to practice law or be connected in the practice of law with any lawyer or law firm, it being the duty of such judge to give his entire time to the discharge of the duties of his office.

Section 5. In all matters of controversy in which the county court is given equity jurisdiction concurrent with the circuit court of Walker County under the provisions of this Act, such matters shall be tried and determined in the same manner and under the same rules of practice and procedure as govern the circuit courts under the general laws of this State, and the county court shall have the power and authority to enforce its orders, judgments, and decrees in such cases in the same manner as the circuit courts under the general laws of this State. In all other cases, practice and procedure in the county court of Walker County shall conform to, and shall be governed by, the rules of practice and procedure which apply in county courts under the general laws of this State, or which apply in the county court of Walker County.

Section 6. In all cases in which the county court exercises equity jurisdiction concurrent with the circuit court under the provisions of this Act, appeals from any order, judgment, or decree of the county court may be taken to the supreme court and the court of appeals in the same manner, on the same grounds, and within the same times as such appeals may be taken from any order, judgment, or decree of the circuit court of Walker County.

Section 7. Except as may otherwise be provided herein, the judge of the county court shall determine what papers connected with any proceedings before him shall be recorded.

Section 8. In addition to any other duties imposed upon him by law, it shall be the duty of the county solicitor of Walker County to represent the State in all criminal and quasi-criminal cases in the county court of Walker County; to prosecute all criminal cases arising from indictments transferred to the county court; and to represent the State in preliminary proceedings, applications for bail, and habeas corpus proceedings arising in the county court. The county solicitor shall receive a salary of four thousand eight hundred dollars (\$4,800.00) per annum, payable in equal monthly installments out of the general fund of the county, which shall be in lieu of all other compensation heretofore provided by law.

Section 9. The clerk of the circuit court of Walker County shall be ex officio clerk of the county court of Walker County. As clerk of the county court, he shall have the same power, jurisdiction, and authority and shall perform the same duties as may be conferred on, vested in, or required of the clerks of county courts under the general laws of the State, or conferred on, vested in, or required of the clerk of the county court of Walker County under the provisions of this Act. The clerk of the county court shall receive the same fees and compensation as allowed by law to clerks of the circuit courts in criminal cases, to be payable in the same manner.

Section 10. The Honorable Gerald D. Colvin, duly elected judge of the county court of Walker County as constituted prior to the passage of this Act, shall serve as judge of the county court of Walker County as constituted by this Act until his successor shall be elected and qualified in accordance with Section 2 of this Act.

Section 11. The clerk of the county court of Walker County shall be ex officio register of the county court, and in all matters in equity in the county court he shall have the same power, jurisdiction, and authority and shall perform the same duties, including the taking of decrees pro confesso and holding references, as may be conferred on, vested in, or required of the register of the circuit court of Walker County in such cases.

Section 12. The clerk of the county court of Walker County shall have the same power and authority and shall perform the same duties which are now, or which hereafter may be, conferred on, vested in, or required of the clerk of the juvenile and domestic relations court of Walker County, and the clerk of the juvenile and domestic relations court of Walker County is hereby relieved of such power and authority and the performance of such duties.

Section 13. All laws or parts of laws which conflict with this Act are repealed.

Section 14. In all criminal cases resulting in conviction in the county court of Walker County the defendant shall have the right of appeal to the Circuit Court of Walker County on entering into bond, with sufficient surety, to appear at the term of the court to which the appeal is taken, and from term to term until discharged; the bond to be in such penalty as the judge of the said county court of Walker County may prescribe, and to be approved by the judge or clerk of said court. If the defendant does not make the bond required he shall remain in custody and said defendant may within ten days after taking said appeal, demand in said circuit court, in writing, a trial by jury; otherwise, said case shall be tried by the court without a jury. All appeals must be taken within 30 days of conviction and no appeal shall be taken after defendant has accepted judgement of the court by paying any fine adjudged.

Section 15. All criminal, equity, juvenile, or domestic relations cases now pending in the county court of Walker County as constituted prior to the passage of this Act shall be deemed to be now pending in the county court of Walker County as constituted by this Act and in all cases in which the judge of the county court of Walker County as constituted prior to the passage of this Act had continuing authority said authority shall be continued in the county court of Walker County as constituted by this Act.

Section 16. Should for any reason any section, provision or clause of this Act be held to be unconstitutional or invalid, that fact shall not destroy the constitutionality of this Act except as to that clause or section.

Section 17. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Alonzo Shumate  
T. K. Selman  
Members House of Representatives,  
State of Alabama.

4-25 4TC

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF WALKER

Before me, the undersigned authority in and for said County in said State, this day personally appeared Bill Jones, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Walker County Times, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 25, 1957, May 2, 1957, May 9, 1957, and May 16, all in the year 1957.

BILL JONES.

Sworn to and subscribed before me May 20, 1957.

LATHAM G. SADDLER,  
Notary Public.

By Messrs. Shumate, Kelly, Davis, Selman, Pirkle, Brown (Lamar), Dement, Fite, Oden and Broadfoot:

H. 320. To authorize any hospital having at least twenty beds, and a permanent staff which includes at least two duly licensed physicians, to establish and operate a school of nursing in connection with such hospital; and to require the State Board of Nurses' Examiners and Registration to accredit such school and to admit the graduates thereof to its examinations.

Constitution and Elections.

By Messrs. Wood, Bassett, Kirkham, Holliman, Taylor, Killough, Brooks, Edwards (Escambia), McLendon:

H. 321. To amend Section 7 of Act No. 158, H. 145, approved February 24, 1956 (Acts of Alabama, 1956, p. 224), entitled "An Act To provide for and fix the manner in which the Director of Conservation may execute oil, gas and mineral leases on all lands under the jurisdiction of the Department of Conservation; to further provide for the manner in which the Director of Conservation may execute oil, gas and mineral leases on lands belonging to other State departments or agencies; to further provide for the manner in which lands or any rights of interest therein under any navigable streams or navigable waters, bays, estuaries, lagoons, bayous or lakes, and the shores along the navigable waters to high tide mark, and submerged lands in the Gulf of Mexico within the historic seaward boundary of this State, which is hereby declared to extend seaward six leagues from the land bordering the Gulf, may be leased and managed by the Director of Conservation; to provide for pooling and unitization agreements; to provide for the disposition of revenue derived from such leases; to provide for the Governor's approval for all such agreements, and to further provide for the repeal of all laws in conflict with the provisions of this Act."

Conservation.

By Mr. deGraffenried:

H. 322. To amend further an act approved May 19, 1945 (Act No. 2, H. 47, General Acts of 1945, p. 20), an act providing for additional revenue by levying a privilege tax upon every person engaged in the business of producing or severing oil or gas or other hydrocarbons from the soil or the waters, or from beneath the soil or the waters, of the State of Ala-

bama, so as to increase the rate of such tax from four percent of the gross value of oil or gas produced to five percent of such value at the point of production.

Ways and Means.

By Messrs. deGraffenried and Callahan:

H. 323. To make an appropriation from the Oil and Gas Trust Fund to the University of Alabama for the purpose of constructing a building to house and quarter the records, offices and facilities of the State Oil and Gas Board.

Rules.

By Mr. deGraffenried:

H. 324. To amend further Section 26 of an Act approved May 22, 1945 (Act No. 1, H. 46, General Acts of 1945, p. 1), an act providing for the conservation of natural resources and levying a tax on the gross value of oil and gas produced in Alabama, so as to reduce the rate of such tax from two percent to one percent.

Ways and Means.

By Messrs. Lackey, Edwards (Jefferson), Vacca, Nice, Perry, Kaul and Oden:

H. 325. TO AMEND SECTION 19 OF ACT NO. 248 OF THE LEGISLATURE OF ALABAMA OF 1945, APPROVED JULY 6, 1945, GENERAL ACTS OF ALABAMA OF 1945, PAGES 376-400, AS HERETOFORE AMENDED BY ACT NO. 109 OF THE LEGISLATURE OF ALABAMA OF 1956, APPROVED FEBRUARY 14, 1956, ACTS OF ALABAMA, SPECIAL SESSIONS, 1956, PAGES 165-166.

State Administration.

By Messrs. Lackey, Vacca, Edwards (Jefferson), Nice, Perry, Kaul and Oden (with notice and proof):

H. 326. To vacate certain Streets and portions of Streets and other Public Ways in part of the area in the City of Birmingham lying North of First Avenue North; East of 39th Street; South of the Central of Georgia Railroad right-of-way and West of the Southern Railroad right-of-way.

Local Legislation No. 2.

Notice and Proof H. 326:

#### NOTICE OF APPLICATION TO LEGISLATURE FOR LOCAL LEGISLATION

To Whom It May Concern:

The undersigned will apply to the Legislature of Alabama to request it to adopt, at the Regular Session in 1957, a local law vacating all of the Streets, Avenues and Alleys within the area in the City of Birmingham, Alabama, bounded by the outer boundaries of the tract of land recently acquired by the Housing Authority Of The Birmingham District known as Urban Redevelopment Project, Alabama 2-2, Avondale, Site "C" and also the public ways and streets lying within the boundaries of the property of the Grayson Lumber Company; all lying East of North 39th Street; South of the Central of Georgia Railroad right-of-way; North of First Avenue, North, and West of the Southern Railroad right-of-way in the City of Birmingham, Alabama, EXCEPT the following portions of public streets, namely:

That part of 41st Street which lies between the North line of First Avenue North and the South line of 5th Court North projected West to

its intersection with 41st Street; that part of 41st Street North which lies between the South line of the Central of Georgia railroad right-of-way and the South line of Lot 14 in Block 2 of Simon Scharff's Addition to Avondale; that part of 7th Avenue North which lies between the East line of 41st Street and the West line of 42nd Place North, and that part of 42nd Place North which lies between the South line of 7th Avenue North and the South line of the Central of Georgia Railway; that part of 6th Court North bounded as follows: Begin where the center line of 6th Court North intersects the West line of 41st Street North; thence West in a straight line parallel with the North line of A. I. Dexter's Survey as recorded in Map Book 9, Page 2 in the Probate Office of Jefferson County, Alabama, projected to its intersection with the East line of 40th Street North; thence South along the East line of 40th Street North 20 feet; thence East to the West line of 41st Street North; thence North 20 feet to the point of beginning.

#### HOUSING AUTHORITY OF THE BIRMINGHAM DISTRICT.

Post-Herald, April 2, 9, 16, 23, 1957.

STATE OF ALABAMA }  
COUNTY OF JEFFERSON }  
ss:

On this 24th day of April A. D. one thousand nine hundred and 57 personally appeared before me, J. L. Roberts, a Notary Public in and for the County and State aforesaid, R. P. Hunter, who being duly sworn according to law, declares that he is Secretary-Treasurer of "The Birmingham News" and "The Birmingham Post Herald", newspapers published in the City of Birmingham, in the County of Jefferson, State of Alabama, and that the advertisement, a true copy of which is herewith attached, appeared in "The Birmingham Post Herald" on the following dates: April 2, 9, 16, 23, 1957.

Signed R. P. HUNTER.

Subscribed and sworn to before me this 24th day of April A. D. 1957.

J. L. ROBERTS,  
Notary Public.

My Commission Expires Feb. 28, 1960.

By Messrs. Nice, Oden, Edwards (Jefferson), Vacca, Perry, Huddleston, Broadfoot, Lee (Barbour) and Thomas:

H. 327. To exempt Boy Scout uniforms and accessories thereto and equipment sold to Boy Scout troops or other units of such organization from the sales and use taxes.

Ways and Means.

By Mr. Harrison:

H. 328. To amend Section 75, of Title 15, Code of Alabama, 1940, which provides for the expenses of bringing back an absconding felon who consents to return without requisition.

Ways and Means.

By Mr. Harrison:

H. 329. To Amend Section 72, of Title 15, Code of Alabama, 1940, which provides for the expenses of bringing back an absconding felon on requisition for extradition,

Ways and Means.

By Mr. Hodges:

H. 330. To require the Attorney General to digest, compile, and have printed all constitutional and general statutory provisions of this State relating to elections; to provide for the distribution or sale of copies of such publication; and to provide funds to carry out the provisions of the Act.

Ways and Means.

By Messrs. Gilchrist, Roberts, Lee (Barbour), Thomas, Goodwyn, Perry, Nice, Lackey, Lee (Lawrence), Richardson, Nolen, Kendall, Nettles, Oakley, McNider and Simon:

H. 331. To amend Section 2 of Act No. 66, H. 47, approved April 13, 1955 (Acts of Alabama, 1955, Vol. 1, p. 177), entitled "An Act To levy a license or privilege tax, in addition to all other taxes now imposed by law, on every person licensed under the provisions of Title 29 of the 1940 Code of Alabama who sells, stores, or receives for the purpose of distribution, malt or brewed beverages, and to provide how the tax shall be collected and distributed," by providing further for the distribution of the proceeds of the tax.

Ways and Means.

By Messrs. Gilchrist, Roberts, Lee (Barbour), Thomas, Goodwyn, Perry, Nice, Lackey, Lee (Lawrence), Richardson, Nolen, Kendall, Nettles, Oakley, McNider and Simon:

H. 332. To amend further Section 741 of Title 51, Code of Alabama (1940), by providing further for the distribution of the proceeds of the tobacco tax.

Ways and Means.

By Messrs. Gilchrist, Roberts, Lee (Barbour), Thomas, Goodwyn, Perry, Nice, Lackey, Lee (Lawrence), Richardson, Nolen, Kendall, Nettles, Oakley, McNider and Simon:

H. 333. To amend further Section 350 of Title 51, Code of Alabama (1940), by providing for the distribution of the proceeds of the franchise tax levied on foreign and domestic corporations.

Ways and Means.

By Messrs. Gilchrist, Roberts, Lee (Barbour), Thomas, Goodwyn, Perry, Nice, Lackey, Lee (Lawrence), Richardson, Nolen, Kendall, Nettles, Oakley, McNider and Simon:

H. 334. To amend further Section 816 of Title 51, Code of Alabama (1940), by providing further for the distribution of the proceeds of the premium tax levied on certain foreign insurance companies.

Ways and Means.

By Messrs. Gilchrist, Roberts, Lee (Barbour), Thomas, Goodwyn, Perry, Nice, Lackey, Lee (Lawrence), Richardson, Nolen, Kendall, Nettles, Oakley, McNider and Simon:

H. 335. To amend Section 1 of Act No. 78, H. 58, approved April 13, 1955 (Acts of Alabama, 1955, Vol. 1, p. 199), which levied an additional tax upon the selling price of all spirituous or vinous liquors sold by the Alabama Alcoholic Beverage Control Board, by providing further for the distribution of the proceeds of the tax.

Ways and Means.

By Messrs. Roberts, Nettles, Harvey, Davis, Tyson, Huddleston, Brown (Lamar), Branyon, Oden, Speaks, Law, Fite, Edwards (Escambia), Steagall, Stenbridge, Martin, Dement, deGraffenried, Money, and Reynolds:

H. 336. To provide for the organization by the officers of the organized militia of a state association of such officers and to prescribe the powers and duties of such association.

Military Affairs.

By Messrs. Brown (Lamar), Branyon, Oden, Speaks, Law, Fite, Edwards (Escambia), Steagall, Stembridge, Martin, Dement, deGraffenried, Money, Reynolds, Harvey, Roberts, Davis, Tyson and Huddleston:  
H. 337. Relating to the composition of the militia of the State.

Military Affairs.

By Messrs. Locke (Choctaw), Bradford, McNider and Wood:

H. 338. To regulate further the office of circuit solicitor of the First Judicial Circuit of Alabama: Creating special funds for expenditure by the circuit solicitor in law enforcement and in the conduct of his office.

Local Legislation No. 1.

### BILLS ON THIRD READING

H. 17. Relating to the municipality of Prattville in Autauga County: To alter and rearrange the boundaries of the City.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Faulk	Johnson (Elmore)	Nettles
Adams (Tallapoosa)	Ferrell	Johnson (Tallapoosa)	Nice
Albea	Franklin	Kelly	Nolen
Ashworth	Gilchrist	Kendall	Oakley
Bassett	Gilmer	Killough	Oden
Boyd	Gist	Kirkham	Payne
Brannan	Goodwyn	Lackey	Perry
Branyon	Gregory	Lee (Barbour)	Pirkle
Brassell	Grouby	Lee (Lawrence)	Pruitt
Broadfoot	Hain	Locke (Choctaw)	Richardson
Brooks	Hall	Locke (Perry)	Roberts
Brown (Lamar)	Haltom	Love	Rodgers
Brown (Lee)	Hardy	McClendon (Chambers)	Solomon
Callahan	Hare	McKay	Speaks
Cornett	Harrison	McLendon (Bullock)	Steagall
Davis	Hawkins	Martin	Stembridge
Dawkins	Hodges	Mathews	Taylor
deGraffenried	Holliman	Mathison	Thomas
Dement	Huddleston	Merrill	Vacca
Dickson	Hunt	Money	Windle
Edwards (Escambia)	Jenkins	Murphy	Wood
Edwards (Jefferson)			

—85

And the bill:

H. 169. To authorize the circuit solicitor and the county solicitor for any county having a population of not less than 63,500 nor more than 72,500, according to the last or any subsequent federal decennial census, jointly to appoint a secretary, who shall be stationed in the office of the circuit solicitor, and whose compensation shall be \$200 per month, payable from the county treasury.

Was taken up.

Mr. Selman offered the following amendment to the bill, H. 169:

### AMENDMENT

Strike out the figures "63,500" wherever they appear in the caption and body of H. B. 169 and insert in lieu thereof the figures "63,700".



And the amendment was adopted.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Elmore)	Oakley
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Tallapoosa)	Oden
Albea	Edwards (Jefferson)	Kelly	Payne
Ashworth	Faulk	Kendall	Perry
Bassett	Ferrell	Killough	Pruitt
Boyd	Franklin	Lackey	Ramey
Bradford	Gilchrist	Lee (Barbour)	Richardson
Brannan	Gilmer	Lee (Lawrence)	Roberts
Branyon	Gist	Locke (Choctaw)	Rodgers
Brassell	Goodwyn	Locke (Perry)	Shumate
Brewer	Grouby	Love	Simon
Broadfoot	Hain	McKay	Solomon
Brooks	Hall	McLendon (Bullock)	Speaks
Brown (Lamar)	Halton	McNider	Steagall
Brown (Lee)	Hardy	Martin	Stembridge
Callahan	Hare	Mathews	Thomas
Cornett	Harvey	Mathison	Tyson
Davis	Hodges	Merrill	Vacca
Dawkins	Holliman	Money	Ward
deGraffenried	Huddleston	Murphy	Windle
Dement	Hunt	Nettles	Wood
DeSear	Jenkins	Nice	

—87

And said bill, H. 169, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 95; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Elmore)	Oden
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Payne
Albea	Faulk	Kelly	Perry
Ashworth	Ferrell	Kendall	Pirkle
Bassett	Franklin	Killough	Pruitt
Boyd	Gilchrist	Kirkham	Ramey
Bradford	Gilmer	Lackey	Reynolds
Brannan	Gist	Lee (Barbour)	Richardson
Branyon	Goodwyn	Lee (Lawrence)	Roberts
Brassell	Gregory	Locke (Choctaw)	Selman
Brewer	Grouby	Locke (Perry)	Shumate
Broadfoot	Hain	Love	Simon
Brooks	Hall	McKay	Solomon
Brown (Lamar)	Halton	McLendon (Bullock)	Speaks
Brown (Lee)	Hardy	McNider	Steagall
Callahan	Hare	Martin	Stembridge
Cornett	Harrison	Mathews	Taylor
Cox	Harvey	Mathison	Thomas
Davis	Hawkins	Merrill	Tyson
Dawkins	Hodges	Money	Vacca
deGraffenried	Holliman	Murphy	Ward
Dement	Huddleston	Nettles	Windle
DeSear	Hunt	Nice	Wood
Dickson	Jenkins	Oakley	

—95

And the bill:

H. 183. Relating to the construction, maintenance and repair of the county roads and bridges of Winston County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department and relieving the county and the officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds, including Winston County's proportionate share of the State gasoline tax, State motor vehicle license tax allocated to the county, supplies, equipment, machinery and materials for the construction, maintenance and repair of county roads and bridges; and repealing conflicting laws.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 1.

Yeas:

Mr. Speaker	DeSear	Hodges	Nolen
Adams (Tallapoosa)	Dickson	Huddleston	Oden
Albea	Edwards (Escambia)	Hunt	Pirkle
Ashworth	Edwards (Jefferson)	Jenkins	Pruitt
Bassett	Faulk	Johnson (Elmore)	Ramey
Boyd	Ferrell	Kelly	Reynolds
Bradford	Franklin	Kendall	Roberts
Brannan	Gilchrist	Killough	Selman
Branyon	Gilmer	Lackey	Shumate
Brassell	Gist	Lee (Barbour)	Simon
Brewer	Goodwyn	Lee (Lawrence)	Solomon
Broadfoot	Gregory	Locke (Choctaw)	Speaks
Brooks	Grouby	Locke (Perry)	Steagall
Brown (Lamar)	Hain	Love	Stembridge
Brown (Lee)	Hall	McLendon (Bullock)	Taylor
Cornett	Haltom	McNider	Thomas
Cox	Hardy	Martin	Tyson
Davis	Hare	Mathison	Vacca
Dawkins	Harrison	Merrill	Ward
deGraffenried	Harvey	Murphy	Windle
Dement	Hawkins	Nettles	Wood

—84

Nay: Mr. Money

—1

And the bill:

H. 205. To provide the Sheriff of Covington County, Alabama, and additional Deputy Sheriff to those now provided by law; to fix the salary of said deputy and to make the same payable in equal monthly installments from the General Funds of Covington County, Alabama.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Brannan	Callahan	Dickson
Adams (Tallapoosa)	Branyon	Cornett	Edwards (Escambia)
Albea	Brassell	Cox	Edwards (Jefferson)
Ashworth	Brewer	Davis	Faulk
Bassett	Brooks	Dawkins	Ferrell
Boyd	Brown (Lamar)	Dement	Franklin
Bradford	Brown (Lee)	DeSear	Gilmer

Gist	Jenkins	McNider	Reynolds
Goodwyn	Johnson (Elmore)	Martin	Roberts
Gregory	Johnson (Tallapoosa)	Mathews	Rodgers
Grouby	Kelly	Mathison	Selman
Hain	Kendall	Merrill	Shumate
Hall	Killough	Money	Simon
Haltom	Kirkham	Murphy	Solomon
Hardy	Lackey	Nettles	Speaks
Hare	Lee (Barbour)	Nice	Steagall
Harrison	Lee (Lawrence)	Nolen	Stembridge
Harvey	Locke (Choctaw)	Oakley	Taylor
Hawkins	Locke (Perry)	Oden	Thomas
Hodges	Love	Payne	Vacca
Holliman	McClendon (Chambers)	Pirkle	Ward
Huddleston	McKay	Pruitt	Windle
Hunt	McLendon (Bullock)	Ramey	Wood

—92

And the bill:

H. 206. To increase the minimum and maximum salaries payable to Deputies Sheriff (except the Chief Deputy) of Covington County, Alabama, now authorized under the laws of Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Kendall	Nolen
Adams (Tallapoosa)	Franklin	Killough	Oakley
Albea	Gilchrist	Kirkham	Oden
Ashworth	Gilmer	Lackey	Payne
Bassett	Gist	Law	Pirkle
Boyd	Goodwyn	Lee (Barbour)	Pruitt
Bradford	Gregory	Lee (Lawrence)	Ramey
Brannan	Grouby	Locke (Choctaw)	Roberts
Branyon	Hain	Locke (Perry)	Selman
Brassell	Hall	Love	Shumate
Brewer	Haltom	McClendon (Chambers)	Simon
Brooks	Hardy	McKay	Solomon
Cornett	Hare	McLendon (Bullock)	Speaks
Cox	Harrison	McNider	Steagall
Davis	Harvey	Martin	Stembridge
Dawkins	Hawkins	Mathews	Stokes
deGraffenried	Hodges	Mathison	Taylor
Dement	Holliman	Merrill	Thomas
DeSear	Huddleston	Money	Vacca
Dickson	Hunt	Murphy	Ward
Edwards (Escambia)	Jenkins	Nettles	Windle
Edwards (Jefferson)	Johnson (Tallapoosa)	Nice	Wood

—88

And the bill:

H. 211. To alter or re-arrange the boundary lines of the city of Fort Payne, DeKalb County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in DeKalb County, Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 94; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kelly	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Kendall	Oden
Albea	Faulk	Killough	Payne
Ashworth	Ferrell	Kirkham	Perry
Bassett	Franklin	Lackey	Pirkle
Boyd	Gilmer	Law	Ramey
Bradford	Gist	Lee (Barbour)	Reynolds
Brannan	Gregory	Lee (Lawrence)	Roberts
Branyon	Grouby	Locke (Choctaw)	Selman
Brassell	Hain	Locke (Perry)	Shumate
Brewer	Hall	Love	Simon
Broadfoot	Haltom	McClendon (Chambers)	Solomon
Brooks	Hardy	McKay	Speaks
Brown (Lamar)	Hare	McLendon (Bullock)	Steagall
Brown (Lee)	Harrison	McNider	Stembridge
Callahan	Harvey	Martin	Stokes
Cornett	Hawkins	Mathews	Taylor
Cox	Hodges	Mathison	Thomas
Davis	Holliman	Merrill	Tyson
Dawkins	Huddleston	Murphy	Vacca
deGraffenried	Hunt	Nettles	Ward
Dement	Jenkins	Nice	Windle
DeSear	Johnson (Elmore)	Nolen	Wood
Dickson	Johnson (Tallapoosa)		

—94

And the bill:

H. 213. To provide for a Chief Deputy Sheriff and other Deputies Sheriff of Elmore County, Alabama, and to provide for their compensation and allowances of expenses.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 96; Nays 1.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Oakley
Adams (Tallapoosa)	Faulk	Kelly	Oden
Albea	Ferrell	Kendall	Payne
Ashworth	Franklin	Killough	Perry
Bassett	Gilchrist	Kirkham	Pirkle
Boyd	Gilmer	Lackey	Pruitt
Bradford	Gist	Lee (Barbour)	Ramey
Brannan	Goodwyn	Lee (Lawrence)	Reynolds
Branyon	Gregory	Locke (Choctaw)	Roberts
Brassell	Grouby	Locke (Perry)	Rodgers
Brewer	Hain	Love	Selman
Brooks	Hall	McClendon (Chambers)	Shumate
Brown (Lamar)	Haltom	McKay	Simon
Brown (Lee)	Hardy	McLendon (Bullock)	Solomon
Callahan	Hare	McNider	Speaks
Cornett	Harrison	Martin	Steagall
Cox	Harvey	Mathews	Stembridge
Davis	Hawkins	Mathison	Stokes
Dawkins	Hodges	Merrill	Taylor
deGraffenried	Holliman	Money	Thomas
Dement	Huddleston	Murphy	Vacca
DeSear	Hunt	Nettles	Ward
Dickson	Jenkins	Nice	Windle
Edwards (Escambia)	Johnson (Elmore)	Nolen	Wood

—96

Nay: Mr. Law

—1

And the bill:

H. 223. To alter, re-arrange, and extend the boundaries of the City of Headland in Henry County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Killough	Oden
Adams (Tallapoosa)	Franklin	Kirkham	Payne
Albea	Gilchrist	Lackey	Perry
Ashworth	Gilmer	Lee (Barbour)	Pirkle
Bassett	Gist	Lee (Lawrence)	Pruitt
Boyd	Goodwyn	Locke (Choctaw)	Ramey
Bradford	Gregory	Locke (Perry)	Reynolds
Brannan	Grouby	Love	Richardson
Branyon	Hain	McClendon (Chambers)	Roberts
Brassell	Hall	McKay	Rodgers
Brooks	Haltom	McLendon (Bullock)	Simon
Brown (Lamar)	Hardy	McNider	Solomon
Brown (Lee)	Hare	Martin	Speaks
Callahan	Harvey	Mathews	Steagall
Cornett	Hawkins	Mathison	Stembridge
Cox	Hodges	Merrill	Stokes
deGraffenried	Huddleston	Money	Taylor
Dement	Hunt	Murphy	Thomas
DeSear	Jenkins	Nettles	Vacca
Dickson	Johnson (Elmore)	Nice	Ward
Edwards (Escambia)	Johnson (Tallapoosa)	Nolen	Windle
Edwards (Jefferson)	Kelly	Oakley	Wood
Faulk	Kendall		

—90

And the bill:

H. 227. Making an appropriation from the treasury of Madison County for the relief of R. B. Massey, to compensate him for property damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal liability and cannot be sued.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Cornett	Gilmer	Jenkins
Adams (Tallapoosa)	Cox	Gist	Johnson (Elmore)
Albea	Davis	Gregory	Johnson (Tallapoosa)
Ashworth	Dawkins	Grouby	Kelly
Bassett	deGraffenried	Hain	Kendall
Boyd	Dement	Haltom	Killough
Bradford	DeSear	Hardy	Kirkham
Brannan	Dickson	Hare	Lackey
Branyon	Edwards (Escambia)	Harvey	Lee (Barbour)
Brassell	Edwards (Jefferson)	Hawkins	Lee (Lawrence)
Brooks	Faulk	Hodges	Locke (Choctaw)
Brown (Lamar)	Ferrell	Holliman	Locke (Perry)
Brown (Lee)	Franklin	Huddleston	Love
Callahan	Gilchrist	Hunt	McClendon (Chambers)

McKay	Nettles	Pruitt	Stembridge
McLendon (Bullock)	Nice	Ramey	Stokes
McNider	Nolen	Roberts	Taylor
Mathews	Oakley	Selman	Thomas
Mathison	Oden	Simon	Vacca
Merrill	Payne	Solomon	Windle
Money	Perry	Speaks	Wood
Murphy	Pirkle	Steagall	

—87

And the bill:

H. 238. To amend further Section 3 of Title 54, Code of Alabama (1940), which relates to the appointment, term, and compensation of a chief deputy to the sheriff in each of the various counties.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 95; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kelly	Oakley
Adams (Tallapoosa)	Ferrell	Kendall	Oden
Albea	Franklin	Killough	Perry
Ashworth	Gilchrist	Kirkham	Pirkle
Bassett	Gilmer	Lackey	Pruitt
Boyd	Gist	Law	Ramey
Bradford	Goodwyn	Lee (Barbour)	Reynolds
Brannan	Gregory	Lee (Lawrence)	Roberts
Branyon	Grubb	Locke (Choctaw)	Rodgers
Brassell	Hain	Locke (Perry)	Selman
Brewer	Hall	Love	Shumate
Broadfoot	Haltom	McClendon (Chambers)	Simon
Brooks	Hardy	McKay	Solomon
Brown (Lamar)	Hare	McLendon (Bullock)	Speaks
Brown (Lee)	Harrison	McNider	Steagall
Callahan	Harvey	Martin	Stembridge
Cornett	Hawkins	Mathews	Stokes
Cox	Hodges	Mathison	Taylor
Davis	Holliman	Merrill	Thomas
Dawkins	Huddleston	Money	Vacca
deGraffenried	Hunt	Murphy	Ward
Dement	Jenkins	Nettles	Windle
DeSear	Johnson (Elmore)	Nice	Wood
Dickson	Johnson (Tallapoosa)	Nolen	

—95

And the bill:

H. 247. To authorize the sheriff of Walker County to appoint additional deputies whose compensation shall be paid out of the general fund in the county treasury.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Bradford	Brown (Lamar)	Dement
Adams (Tallapoosa)	Brannan	Brown (Lee)	DeSear
Albea	Branyon	Cornett	Dickson
Ashworth	Brassell	Davis	Edwards (Escambia)
Bassett	Brewer	Dawkins	Edwards (Jefferson)
Boyd	Brooks	deGraffenried	Faulk

Ferrell	Holliman	McClendon (Chambers)	Reynolds
Franklin	Huddleston	McKay	Roberts
Gilchrist	Hunt	McLendon (Bullock)	Rodgers
Gilmer	Jenkins	McNider	Selman
Gist	Johnson (Elmore)	Martin	Shumate
Goodwyn	Johnson (Tallapoosa)	Mathews	Simon
Gregory	Kelly	Mathison	Solomon
Grouby	Kendall	Merrill	Speaks
Hain	Killough	Money	Steagall
Hall	Kirkham	Murphy	Stembridge
Haltom	Lackey	Nettles	Stokes
Hardy	Law	Nolen	Taylor
Hare	Lee (Barbour)	Oakley	Thomas
Harrison	Lee (Lawrence)	Payne	Tyson
Harvey	Locke (Choctaw)	Perry	Vacca
Hawkins	Locke (Perry)	Pirkle	Ward
Hodges	Love	Ramey	Wood

—92

And the bill:

H. 249. To fix the compensation of the deputies and other assistants to the sheriff of Walker County; and to repeal conflicting laws.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Messrs.:	Faulk	Killough	Payne
Adams (Tallapoosa)	Ferrell	Kirkham	Perry
Albea	Franklin	Lackey	Pirkle
Ashworth	Gilchrist	Law	Pruitt
Bassett	Gilmer	Lee (Lawrence)	Ramey
Boyd	Gist	Locke (Choctaw)	Reynolds
Bradford	Gregory	Locke (Perry)	Roberts
Brannan	Grouby	Love	Rodgers
Branyon	Hain	McClendon (Chambers)	Selman
Brassell	Haltom	McKay	Shumate
Brewer	Hardy	McLendon (Bullock)	Simon
Brooks	Hare	McNider	Solomon
Brown (Lamar)	Harrison	Martin	Speaks
Brown (Lee)	Harvey	Mathews	Steagall
Callahan	Hawkins	Mathison	Stembridge
Cornett	Hodges	Merrill	Stokes
Davis	Holliman	Money	Taylor
deGraffenried	Huddleston	Murphy	Thomas
Dement	Jenkins	Nettles	Tyson
DeSear	Johnson (Elmore)	Nice	Vacca
Dickson	Johnson (Tallapoosa)	Nolen	Ward
Edwards (Escambia)	Kelly	Oakley	Windle
Edwards (Jefferson)	Kendall	Oden	Wood

—91

#### H. 250 POSTPONED

On motion of Mr. Kelly, consideration of the bill, H. 250, was postponed until the tenth legislative day.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Killough	Oden
Albea	Franklin	Kirkham	Payne
Ashworth	Gilchrist	Lackey	Perry
Bassett	Gilmer	Law	Pirkle
Boyd	Gist	Lee (Barbour)	Ramey
Bradford	Goodwyn	Lee (Lawrence)	Reynolds
Brannan	Gregory	Locke (Choctaw)	Richardson
Branyon	Grouby	Locke (Perry)	Roberts
Brassell	Hain	Love	Rodgers
Brewer	Hall	McClendon (Chambers)	Shumate
Broadfoot	Haltom	McKay	Simon
Brooks	Hardy	McLendon (Bullock)	Solomon
Brown (Lamar)	Hare	McNider	Speaks
Brown (Lee)	Harvey	Martin	Steagall
Cornett	Hawkins	Mathews	Stembridge
Davis	Holliman	Mathison	Taylor
Dawkins	Huddleston	Merrill	Thomas
deGraffenried	Hunt	Money	Tyson
Dement	Jenkins	Murphy	Vacca
Dickson	Johnson (Elmore)	Nettles	Ward
Edwards (Jefferson)	Kelly	Nice	Windle
Faulk	Kendall	Oakley	Wood

—88

And the bill:

H. 251. To amend Act No. 465, H. 743, approved September 9, 1955 (Acts of Alabama, 1955, p. 1054), entitled "An Act Relating to the operation of school buses in Winston County; providing that the county board of education shall employ no person as school bus driver unless such person is at least 25 years of age; and requiring the county board of education to pay school bus drivers a prescribed minimum salary, and to cause heaters to be placed in the buses."

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	DeSear	Hodges	McNider
Albea	Dickson	Holliman	Martin
Ashworth	Edwards (Escambia)	Huddleston	Mathews
Bassett	Edwards (Jefferson)	Hunt	Mathison
Boyd	Faulk	Jenkins	Merrill
Bradford	Franklin	Johnson (Elmore)	Money
Brannan	Gilchrist	Kelly	Murphy
Branyon	Gist	Kendall	Nettles
Brassell	Goodwyn	Killough	Nolen
Brewer	Gregory	Kirkham	Oakley
Broadfoot	Grouby	Lackey	Oden
Brooks	Hain	Lee (Barbour)	Payne
Brown (Lamar)	Hall	Lee (Lawrence)	Pirkle
Brown (Lee)	Haltom	Locke (Choctaw)	Ramey
Cornett	Hardy	Locke (Perry)	Reynolds
Davis	Hare	Love	Roberts
Dawkins	Harrison	McClendon (Chambers)	Rodgers
deGraffenried	Harvey	McKay	Selman
Dement	Hawkins	McLendon (Bullock)	Shumate



Simon	Steagall	Thomas	Ward
Solomon	Stembridge	Tyson	Windle
Speaks	Taylor	Vacca	Wood

—88

And the bill:

S. 68. To provide for the employment of a clerical assistant by the tax assessor of Macon County, whose compensation shall be paid from the county treasury.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Nolen
Adams (Tallapoosa)	Faulk	Kelly	Oakley
Albea	Ferrell	Kendall	Payne
Ashworth	Franklin	Killough	Perry
Bassett	Gilchrist	Kirkham	Pirkle
Boyd	Gilmer	Lackey	Ramey
Bradford	Gist	Law	Reynolds
Brannan	Goodwyn	Lee (Barbour)	Roberts
Branyon	Grouby	Lee (Lawrence)	Rodgers
Brassell	Hain	Locke (Choctaw)	Selman
Brewer	Hall	Locke (Perry)	Shumate
Brooks	Haltom	Love	Simon
Brown (Lamar)	Hardy	McClendon (Chambers)	Solomon
Brown (Lee)	Hare	McKay	Speaks
Callahan	Harrison	McLendon (Bullock)	Steagall
Cornett	Harvey	McNider	Stembridge
Davis	Hawkins	Martin	Stokes
Dawkins	Hodges	Mathews	Taylor
deGraffenried	Holliman	Mathison	Thomas
Dement	Huddleston	Merrill	Vacca
DeSear	Hunt	Money	Ward
Dickson	Jenkins	Murphy	Windle
Edwards (Escambia)	Johnson (Elmore)	Nettles	Wood

—92

And the bill:

S. 69. To provide for the employment of a clerical assistant by the tax collector of Macon County, whose compensation shall be paid from the county treasury.

Was read a third time at length and passed.

Yeas 87; Nays 0.

Yeas:

Messrs.:	Brooks	Edwards (Jefferson)	Hare
Adams (Tallapoosa)	Brown (Lamar)	Faulk	Harvey
Albea	Brown (Lee)	Ferrell	Hawkins
Ashworth	Cornett	Franklin	Hodges
Bassett	Davis	Gilchrist	Holliman
Boyd	Dawkins	Gilmer	Huddleston
Bradford	deGraffenried	Gist	Hunt
Branyon	Dement	Goodwyn	Jenkins
Branyon	DeSear	Grouby	Johnson (Elmore)
Brassell	Dickson	Hain	Johnson (Tallapoosa)
Brewer	Edwards (Escambia)	Hall	Kelly

Kendall	McLendon (Bullock)	Oden	Speaks
Killough	McNider	Payne	Steagall
Kirkham	Martin	Pirkle	Stembridge
Lackey	Mathews	Ramey	Stokes
Law	Mathison	Reynolds	Taylor
Lee (Barbour)	Merrill	Roberts	Thomas
Lee (Lawrence)	Money	Rodgers	Tyson
Locke (Choctaw)	Murphy	Selman	Vacca
Locke (Perry)	Netties	Shumate	Ward
McClendon (Chambers)	Nolen	Simon	Windle
McKay	Oakley	Solomon	Wood

—87

And the bill:

S. 88. To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws.

Was read a third time at length and passed.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Kendall	Oakley
Adams (Tallapoosa)	Franklin	Killough	Oden
Albea	Gilchrist	Kirkham	Payne
Ashworth	Gilmer	Lackey	Pirkle
Bassett	Gist	Law	Ramey
Bradford	Goodwyn	Lee (Barbour)	Reynolds
Brannan	Gregory	Lee (Lawrence)	Roberts
Branyon	Grouby	Locke (Choctaw)	Selman
Brassell	Hain	Locke (Perry)	Shumate
Brooks	Hall	Love	Simon
Brown (Lamar)	Haltom	McClendon (Chambers)	Solomon
Brown (Lee)	Hardy	McKay	Speaks
Callahan	Hare	McLendon (Bullock)	Steagall
Cornett	Harrison	McNider	Stembridge
Davis	Harvey	Martin	Stokes
Dawkins	Hawkins	Mathews	Taylor
deGraffenried	Holliman	Mathison	Thomas
Dement	Huddleston	Merrill	Tyson
DeSear	Hunt	Money	Vacca
Dickson	Jenkins	Murphy	Ward
Edwards (Escambia)	Johnson (Elmore)	Netties	Windle
Edwards (Jefferson)	Johnson (Tallapoosa)	Nolen	Wood
Faulk	Kelly		

—90

And the bill:

S. 93. To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district Commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in

each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio Chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this act, and especially repealing certain acts designated.

Was read a third time at length and passed.

Yeas 90; Nays 0.

Yeas:

Messrs.:	Edwards (Jefferson)	Johnson (Tallapoosa)	Nolen
Adams (Tallapoosa)	Faulk	Kelly	Oakley
Albea	Ferrell	Kendall	Oaen
Ashworth	Franklin	Killough	Payne
Bassett	Gilchrist	Kirkham	Pirkle
Boyd	Gilmer	Lackey	Ramey
Bradford	Gist	Law	Roberts
Brannan	Goodwyn	Lee (Barbour)	Rodgers
Branyon	Gregory	Lee (Lawrence)	Selman
Brassell	Grouby	Locke (Choclaw)	Shumate
Broadfoot	Hain	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hardy	McKay	Steagall
Callahan	Harrison	McLendon (Bullock)	Stembridge
Cornett	Harvey	McNider	Stokes
Davis	Hawkins	Martin	Taylor
Dawkins	Hodges	Mathews	Thomas
deGraffenried	Holliman	Mathison	Vacca
Dement	Huddleston	Merrill	Ward
DeSear	Hunt	Monev	Windle
Dickson	Jenkins	Murphy	Wood
Edwards (Escambia)	Johnson (Elmore)	Nettles	

—90

And the bill:

S. 94. To fix the salary of the Deputy Solicitor for Houston County, Alabama, at thirty-six hundred dollars per year, and to provide for the payment thereof.

Was read a third time at length and passed.

Yeas 89; Nays 0.

Yeas:

Messrs.:	Brassell	deGraffenried	Gilchrist
Adams (Tallapoosa)	Brewer	Dement	Gilmer
Albea	Brooks	DeSear	Gist
Ashworth	Brown (Lamar)	Dickson	Goodwyn
Bassett	Brown (Lee)	Edwards (Escambia)	Gregory
Boyd	Callahan	Edwards (Jefferson)	Hain
Bradford	Cornett	Faulk	Haltom
Brannan	Davis	Ferrell	Hardy
Branyon	Dawkins	Franklin	Harrison

Harvey	Lee (Barbour)	Murphy	Selman
Hawkins	Lee (Lawrence)	Nettles	Shumate
Hodges	Locke (Chactaw)	Nice	Simon
Holliman	Locke (Perry)	Nolen	Solomon
Huddleston	Love	Oakley	Speaks
Hunt	McClendon (Chambers)	Oden	Steagall
Jenkins	McKay	Payne	Stembridge
Johnson (Elmore)	McLendon (Bullock)	Perry	Taylor
Johnson (Tallapoosa)	McNider	Pruitt	Tyson
Kendall	Martin	Ramey	Vacca
Killough	Mathews	Reynolds	Ward
Kirkham	Mathison	Roberts	Windle
Lackey	Merrill	Rodgers	Wood
Law	Money		

—89

And the bill:

H. 14 (with amendment). To provide rules and prescribe forms governing procedure and practice in the circuit court and courts of full like jurisdiction and in any other court whose judgments, orders, or decrees are appealable directly to the Supreme Court or to the Court of Appeals, in actions and suits of a civil nature, whether cognizable at law or in equity.

Was taken up.

The question was upon the adoption of the amendment reported by the Standing Committee on Judiciary, said committee amendment being as follows:

#### JUDICIARY COMMITTEE AMENDMENT TO H. B. NO. 14

On page 6 of the bill insert the following between line 5 and line 4 from the bottom of the page: (c) Contributory Negligence Excepted.

Also, on page 9 of the bill strike out the words "Civil Judgments and Orders" appearing in line 33 and insert in lieu thereof the following: (Omitted.)

Also, on page 36 of the bill strike out the last sentence of subsection (b) which reads as follows: It shall be a sufficient excuse for the plaintiff's failure to make a demand upon the shareholders that the management of the corporation is committed to the board of directors by a statute of the state of incorporation or by the charter or by-laws of the corporation.

Also, on page 43 of the bill insert the words "or employee" between the word "relative" and the word "of" on line 5.

Also, on page 65 of the bill insert the following paragraph immediately preceding the word and figures "Rule 50":

(c) Contributory Negligence Excepted. Special verdicts and special interrogatories as specified in this rule shall not apply to the issue of contributory negligence vel non in negligence actions.

Also, on page 68 of the bill strike out the phrase "or court of full like civil jurisdiction" which appears on lines 12 and 13.

Also, on page 83, line 23, strike out the word "supersedeas," and on the second line from the bottom of said page 83 insert "and (d)" after the words and figures "subdivision (b)" and before the word "of".

Also, on page 92, strike out the first three paragraphs appearing on that page and insert in lieu thereof the following:

(b) Civil Judgments and Orders. (omitted.)

(c) Indices; Calendars. Suitable indices of all books and records shall be kept by the clerk as required by statute. There shall be prepared under the direction of the court, calendars of all actions ready for trial, which shall distinguish "jury actions" from "court actions."

(d) Other Books and Records. The clerk shall also keep such other books and records as may be required by statute. The documents required to be kept under this rule may be recorded by means of a photograph or photostat machine.

Also, strike out the phrase "or court of full, like, civil jurisdiction" appearing in the first line on page 96 of the bill.

The motion of Mr. Hawkins to lay on the table the motion of Mr. Payne to postpone further consideration of the bill, H. 14, and pending amendment, until the tenth legislative day was adopted.

Yeas 55; Nays 40.

Yeas:

Mr. Speaker	Dement	Huddleston	Nice
Albea	Edwards (Escambia)	Hunt	Nolen
Bassett	Ferrell	Kelly	Oden
Boyd	Gilchrist	Kendall	Perry
Bradford	Gilmer	Killough	Reynolds
Brannan	Goodwyn	Lackey	Roberts
Branyon	Gregory	Lee (Lawrence)	Rodgers
Brassell	Hain	Locke (Choctaw)	Simon
Brewer	Hall	Love	Steagall
Broadfoot	Haltom	McNider	Stembridge
Brown (Lamar)	Hardy	Mathews	Stokes
Brown (Lee)	Hare	Mathison	Tyson
Dawkins	Hawkins	Merrill	Vacca
deGraffenried	Hodges	Murphy	

--55

Nays:

Messrs.:	Franklin	Law	Payne
Adams (Jefferson)	Gist	Lee (Barbour)	Pruitt
Ashworth	Grouby	Locke (Perry)	Ramey
Brooks	Harrison	McClendon (Chambers)	Richardson
Callahan	Harvey	McKay	Selman
Cox	Holliman	McLendon (Bullock)	Solomon
Davis	Jenkins	Martin	Speaks
DeSear	Johnson (Elmore)	Money	Taylor
Dickson	Kaul	Nettles	Thomas
Edwards (Jefferson)	Kirkham	Oakley	Windle
Faulk			

—40

And the question was upon the adoption of the amendment reported by the Standing Committee on Judiciary, and said amendment was adopted.

Yeas 60; Nays 5.

Yeas:

Mr. Speaker	Bradford	Broadfoot	Dement
Adams (Tallapoosa)	Brannan	Brown (Lamar)	Edwards (Escambia)
Albea	Branyon	Brown (Lee)	Edwards (Jefferson)
Bassett	Brassell	Dawkins	Ferrell
Boyd	Brewer	deGraffenried	Franklin

Gilchrist	Hawkins	Mathews	Roberts
Gilmer	Hodges	Mathison	Rodgers
Goodwyn	Huddleston	Merrill	Simon
Gregory	Hunt	Murphy	Steagall
Grouby	Johnson (Elmore)	Nolen	Stembridge
Hain	Killough	Oden	Stokes
Hall	Lee (Lawrence)	Payne	Summerlin
Haltom	Locke (Choctaw)	Perry	Tyson
Hardy	Love	Pirkle	Vacca
Hare	McKay	Reynolds	Wood

—60

*Nays:*

Messrs.:	Harrison	Solomon	Speaks
Gist	Pruitt		

—5

## MOTION TO ADJOURN LOST

The motion of Mr. Shumate that the House adjourn until Friday, May 24, 1957, at ten o'clock A. M. was lost.

Yeas 43; Nays 55.

*Yeas:*

Messrs.:	Dickson	Johnson (Tallapoosa)	Nettles
Adams (Tallapoosa)	Edwards (Jefferson)	Kaul	Oakley
Ashworth	Faulk	Kelly	Pruitt
Bassett	Gist	Kirkham	Ramey
Boyd	Gregory	Law	Richardson
Brooks	Grouby	Love	Selman
Brown (Lamar)	Harrison	McClendon (Chambers)	Shumate
Callahan	Harvey	McLendon (Butlock)	Solomon
Cornett	Hunt	Martin	Speaks
Cox	Jenkins	Mathison	Taylor
Davis	Johnson (Elmore)	Money	Windle

—43

*Nays:*

Mr. Speaker	Edwards (Escambia)	Kendall	Oden
Adams (Jefferson)	Franklin	Killough	Payne
Albea	Gilchrist	Lackey	Perry
Bradford	Gilmer	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Simon
Branyon	Hain	Locke (Choctaw)	Steagall
Brassell	Hall	Locke (Perry)	Stembridge
Brewer	Haltom	McKay	Stokes
Broadfoot	Hardy	McNider	Summerlin
Brown (Lee)	Hare	Mathews	Thomas
Dawkins	Hawkins	Merrill	Tyson
deGraffenried	Hodges	Murphy	Vacca
Dement	Holliman	Nice	Wood
DeSear	Huddleston	Nolen	

—55

## MOTION TO ADJOURN LOST

The motion of Mr. Richardson that the House adjourn until Friday, May 24, 1957, at ten o'clock A. M. was lost.

Yeas 36; Nays 50.

*Yeas:*

Messrs.:	Gregory	McKay	Pruitt
Ashworth	Grouby	McLendon (Ballock)	Ramey
Brooks	Harrison	Martin	Richardson
Cox	Johnson (Elmore)	Mathison	Rodgers
DeSear	Kaul	Money	Selman
Dickson	Kirkham	Nettles	Speaks
Edwards (Jefferson)	Law	Oakley	Taylor
Faulk	Locke (Perry)	Payne	Thomas
Franklin	McClendon (Chambers)	Pirkle	Windle
Gist			

—36

*Nays:*

Mr. Speaker	deGraffenried	Hodges	Nolen
Adams (Jefferson)	Dement	Huddleston	Oden
Albea	Edwards (Escambia)	Jenkins	Perry
Boyd	Ferrell	Kendall	Roberts
Bradford	Gilchrist	Killough	Shumate
Brannan	Gilmer	Lee (Lawrence)	Simon
Branyon	Goodwyn	Locke (Choctaw)	Steagall
Brassell	Hain	McNider	Stembridge
Brewer	Hall	Mathews	Stokes
Broadfoot	Haltom	Merrill	Tyson
Brown (Lee)	Hardy	Murphy	Vacca
Davis	Hare	Nice	Wood
Dawkins	Hawkins		

—50

## CONSIDERATION OF H. 14 RESUMED

H. 14. To provide rules and prescribe forms governing procedure and practice in the circuit court and courts of full like jurisdiction and in any other court whose judgments, orders, or decrees are appealable directly to the Supreme Court or to the Court of Appeals, in actions and suits of a civil nature, whether cognizable at law or in equity.

As amended, was again taken up.

And said bill, H. 14, as amended, was read a third time at length and passed.

Yeas 58; Nays 25.

*Yeas:*

Mr. Speaker	deGraffenried	Hodges	Nice
Adams (Jefferson)	Dement	Huddleston	Nolen
Adams (Tallapoosa)	Edwards (Escambia)	Hunt	Oden
Albea	Ferrell	Jenkins	Perry
Bassett	Gilchrist	Killough	Roberts
Boyd	Gilmer	Lackey	Simon
Bradford	Goodwyn	Lee (Lawrence)	Steagall
Brannan	Gregory	Locke (Choctaw)	Stembridge
Branyon	Grouby	Love	Stokes
Brassell	Hain	McNider	Taylor
Brewer	Hall	Mathews	Tyson
Broadfoot	Haltom	Merrill	Vacca
Brown (Lamar)	Hardy	Money	Ward
Davis	Hare	Murphy	Wood
Dawkins	Hawkins		

—58

*Nays:*

Messrs.:	Harvey	Locke (Perry)	Payne
Ashworth	Holliman	McClendon (Chambers)	Pruitt
DeSear	Johnson (Elmore)	McKay	Ramey
Dickson	Kaul	Martin	Richardson
Edwards (Jefferson)	Kendall	Nettles	Selman
Gist	Kirkham	Oakley	Speaks
Harrison	Law		

—25

## MOTION TO RECONSIDER TABLED

On motion of Mr. Dawkins, his motion to reconsider the vote by which the bill, H. 14, as amended, was passed, was laid upon the table.

Yeas 52; Nays 9.

*Yeas:*

Mr. Speaker	Dawkins	Hare	Murphy
Adams (Tallapoosa)	deGraffenried	Hawkins	Nice
Albea	Dement	Hodges	Nolen
Ashworth	Edwards (Escambia)	Huddleston	Oden
Bassett	Ferrell	Jenkins	Ramey
Boyd	Gilchrist	Lackey	Roberts
Bradford	Gilmer	Lee (Lawrence)	Simon
Branyon	Goodwyn	Locke (Choctaw)	Steagall
Brassell	Gregory	Love	Stokes
Brewer	Hain	McNider	Tyson
Broadfoot	Hall	Mathews	Vacca
Brown (Lamar)	Haltom	Merrill	Ward
Davis	Hardy	Money	Wood

—52

*Nays:*

Messrs.:	Kendall	Nettles	Pruitt
Gist	Kirkham	Oakley	Speaks
Harrison	Law		

—9

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:  
By Mr. Lamberth:

S. J. R. 17. BE IT RESOLVED BY the Senate, the House concurring, that when the two Houses adjourn today, they adjourn to meet again Friday, May 24, 1957, at 10:00 o'clock A. M.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Hawkins the rules were suspended and the House concurred in and adopted the S. J. R. 17 set out in the above and foregoing Message from the Senate.

Yeas 80; Nays 1.

*Yeas:*

Mr. Speaker	Boyd	Broadfoot	Dement
Adams (Jefferson)	Bradford	Brown (Lamar)	DeSear
Adams (Tallapoosa)	Brannan	Callahan	Edwards (Escambia)
Albea	Branyon	Davis	Edwards (Jefferson)
Ashworth	Brassell	Dawkins	Ferrell
Bassett	Brewer	deGraffenried	Gilchrist



Gilmer	Huddleston	McClendon (Chambers)	Pruitt
Gist	Hunt	McKay	Ramey
Goodwyn	Jenkins	McNider	Richardson
Gregory	Johnson (Elmore)	Martin	Roberts
Grouby	Kaul	Mathews	Simon
Hain	Kendall	Merrill	Speaks
Hall	Killough	Money	Steagall
Haltom	Kirkham	Murphy	Stokes
Hardy	Lackey	Nettles	Summerlin
Hare	Law	Nice	Taylor
Harrison	Lee (Lawrence)	Nolen	Vacca
Harvey	Locke (Choctaw)	Oden	Ward
Hodges	Locke (Perry)	Payne	Windle
Holliman	Love	Perry	Wood

—80

Nay: Mr. Tyson

—1

## ADJOURNMENT

On motion of Mr. Hawkins the House adjourned until Friday, May 24, 1957, at ten o'clock A. M.

Yeas 53; Nays 2.

Yeas:

Mr. Speaker	DeSear	Hodges	Mathews
Adams (Tallapoosa)	Edwards (Escambia)	Holliman	Merrill
Albea	Edwards (Jefferson)	Huddleston	Money
Bassett	Ferrell	Hunt	Murphy
Bradford	Gilchrist	Kaul	Nice
Branyon	Gist	Killough	Nolen
Brassell	Goodwyn	Lackey	Oden
Brewer	Gregory	Lee (Lawrence)	Perry
Broadfoot	Hain	Locke (Choctaw)	Ramey
Brown (Lamar)	Haltom	Locke (Perry)	Steagall
Davis	Hardy	Love	Taylor
Dawkins	Hare	McClendon (Chambers)	Tyson
deGraffenried	Hawkins	McNider	Vacca
Dement			

—53

Nays: Messrs. Adams (Jefferson) and Speaks

—2

## SIXTH DAY

House of Representatives  
Montgomery, Alabama  
Friday, May 24, 1957

The House met pursuant to adjournment.

## PRAYER

The session was opened with prayer by the Reverend E. Tipton Carroll, Minister, Cloverdale Christian Church, Montgomery, Alabama.

## ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Bassett	Brassell	Callahan
Adams (Jefferson)	Boyd	Brewer	Cornett
Adams (Tallapoosa)	Bradford	Broadfoot	Cox
Albea	Brannan	Brooks	Davis
Ashworth	Brannon	Brown (Lamar)	Dawkins

Dement	Harvey	McKay	Reynolds
DeSear	Hawkins	McLendon (Bullock)	Richardson
Dickson	Hodges	McNider	Roberts
Edwards (Escambia)	Holliman	Martin	Rodgers
Edwards (Jefferson)	Huddleston	Mathews	Selman
Faulk	Hunt	Mathison	Shumate
Ferrell	Jenkins	Merrill	Simon
Franklin	Johnson (Elmore)	Money	Solomon
Gilchrist	Johnson (Tallapoosa)	Murphy	Speaks
Gilmer	Kaul	Nettles	Steagall
Gist	Kelly	Nice	Stembridge
Goodwyn	Kendall	Nolen	Stokes
Gregory	Kirkham	Oakley	Summerlin
Grouby	Lackey	Oden	Taylor
Hain	Lee (Barbour)	Payne	Thomas
Hall	Lee (Lawrence)	Perry	Tyson
Haltom	Locke (Choctaw)	Pirkle	Vacca
Hanby	Locke (Perry)	Pruitt	Ward
Hardy	Love	Ramey	Windle
Harrison	McClendon (Chambers)		

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A quorum was present.

#### LEAVES OF ABSENCE

On motion of Mr. Jenkins leave of absence was granted to Mr. Burkhalter because of illness in his family.

On motion of Mr. Taylor leave of absence was granted to Mr. Killough because of personal illness

#### REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the fifth legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

On motion of Mr. Dawkins, the reading at length of the Journal of the House for the fifth legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the fifth legislative day was approved.

Yeas 63; Nays 0.

Yeas:

Mr. Speaker	Faulk	Johnson (Elmore)	Oden
Adams (Tallapoosa)	Franklin	Johnson (Tallapoosa)	Payne
Ashworth	Gilmer	Kirkham	Perry
Bassett	Gist	Lackey	Pirkle
Bradford	Gregory	Locke (Choctaw)	Pruitt
Branyon	Grouby	McClendon (Chambers)	Ramey
Brassell	Hall	McKay	Selman
Broadfoot	Haltom	McLendon (Bullock)	Simon
Brooks	Hanby	McNider	Solomon
Brown (Lamar)	Hardy	Martin	Speaks
Cornett	Harrison	Mathison	Steagall
Cox	Harvey	Merrill	Stembridge
Dawkins	Hawkins	Money	Summerlin
Dement	Huddleston	Murphy	Vacca
Dickson	Hunt	Nettles	Ward
Edwards (Jefferson)	Jenkins	Nolen	

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 13. Resisting illegal encroachments of the Supreme Court of the United States upon sovereign powers of the State of Alabama.

J. E. SPEIGHT,  
Secretary.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bills and ordered same sent forthwith to the House without engrossment:  
By Mr. Newton:

S. 156. To repeal Act No. 389, H. 988, approved September 9, 1955 (Acts of Alabama, 1955, Vol. II, p. 924), entitled "An Act Relating to Walker County; requiring certain purchases for the county or any office, department, board, agency or institution, thereof to be based on competitive bids; prescribing procedures for handling such bids and making such purchases; and prescribing penalties."

With notice and proof thereto attached and herewith exhibited as follows:

## LEGAL NOTICE

STATE OF ALABAMA  
COUNTY OF WALKER

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, wit-to:

A BILL  
TO BE ENTITLED  
AN ACT

To repeal Act No. 389, H. 988, approved September 9, 1955 (Acts of Alabama, 1955, Vol. II, p. 924), entitled "An Act Relating to Walker County; requiring certain purchases for the county or any office, department, board, agency or institution, thereof to be based on competitive bids; prescribing procedures for handling such bids and making such purchases; and prescribing penalties."

Be It Enacted by the Legislature of Alabama:

Section 1. Act No. 389, H. 988, approved September 9, 1955 (Acts of Alabama, 1955, Vol. II, p. 924), entitled "An Act Relating to Walker County; requiring certain purchases for the county or any office, department, board, agency or institution, thereof to be based on competitive bids; prescribing procedures for handling such bids and making such purchases; and prescribing penalties", is hereby expressly repealed.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF

Before me, the undersigned authority in and for said County in said State, this day personally appeared Margaret Phillips, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Bookkeeper of the Mountain Eagle, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 4, April 11, April 18, and April 25, all in the year 1957.

MARGARET PHILLIPS.

Sworn to and subscribed before me May 6, 1957.

FAY O'REAR,  
Notary Public.

Also:

By Mr. Newton:

S. 157. To repeal an act approved June 22, 1953 entitled "An Act Prohibiting any practicing attorney, in person or as attorney in fact, or any person related by blood or marriage to such attorney within the first or second degree in person or as attorney in fact, or the husband or wife of such attorney, either in person or as attorney in fact, or any corporation in which stock is owned by such attorney or is owned by any person related by blood or marriage to such attorney within the first or second degree, or any member of any partnership in which such attorney or any person related to him by blood or marriage within the first or second degree has an interest, from signing any bail bond in any criminal or quasi-criminal case in the Fourteenth Judicial Circuit for a client of such attorney, and prescribing penalties for violations of this Act," (Act No. 114, H. 331, Acts of Alabama, Regular Session 1953, Vol. I, p. 163).

With notice and proof thereto attached and herewith exhibited as follows:

## LEGAL NOTICE

STATE OF ALABAMA  
COUNTY OF WALKER

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To repeal and act approved June 22, 1953 entitled "An Act Prohibiting any practicing attorney, in person or as attorney in fact, or any person related by blood or marriage to such attorney within the first or second degree in person or as attorney in fact, or the husband or wife of such attorney, either in person or as attorney in fact, or any corporation in which stock is owned by such attorney or is owned by any person related by blood or marriage to such attorney within the first or second degree, or any member of any partnership in which such attorney or any person related to him by blood or marriage within the first or second degree has an interest, from signing any bail bond in any criminal or quasi-

criminal case in the Fourteenth Judicial Circuit for a client of such attorney, and prescribing penalties for violations of this Act," (Act No. 114, H. 331, Acts of Alabama, Regular Session 1953, Vol. I, p. 163).

Be It Enacted by the Legislature of Alabama:

That the act approved June 22, 1953 entitled "An Act Prohibiting any practicing attorney, in person or as attorney in fact, or any person related by blood or marriage to such attorney within the first or second degree in person or as attorney in fact, or the husband or wife of such attorney, either in person or as attorney, in fact, or any corporation in which stock is owned by such attorney or is owned by any person related by blood or marriage to such attorney within the first or second degree, or any member of any partnership in which such attorney or any person related to him by blood or marriage within the first or second degree has an interest, from signing any bail bond in any criminal or quasi-criminal case in the Fourteenth Judicial Circuit for a client of such attorney, and prescribing penalties for violations of this Act," (Act No. 114, H. 331, Acts of Alabama, Regular Session 1953, Vol. I, p. 163) is hereby expressly repealed.

4-18-4tc

REUBEN L. NEWTON.

#### PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF

Before me, the undersigned authority in and for said County in said State, this day personally appeared Margaret Phillips, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Bookkeeper of the Mountain Eagle, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 18, April 25, May 2, and May 9, all in the year 1957.

MARGARET PHILLIPS.

Sworn to and subscribed before me May 14, 1957.

FAY O'REAR,  
Notary Public.

Also:

By Mr. Newton:

S. 158. To repeal an act approved June 22, 1953 entitled "An Act Relating to the Fourteenth Judicial Circuit; providing for the drawing and the summoning and service by mail of petit jurors in criminal, quasi-criminal and civil cases and persons drawn for jury service to compose grand juries in the Fourteenth Judicial Circuit and providing secrecy as to names and identity of persons drawn for petit or grand jury service and prescribing penalties for violation of this Act," Act No. 115, H. 332, Acts of Alabama, Regular Session 1953, Vol. I, P. 164).

With notice and proof thereto attached and herewith exhibited as follows:

#### LEGAL NOTICE

STATE OF ALABAMA  
COUNTY OF WALKER

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To repeal an act approved June 22, 1953 entitled "An Act Relating to the Fourteenth Judicial Circuit; providing for the drawing and the summoning and service by mail of petit jurors in criminal, quasi-criminal and civil cases and persons drawn for jury service to compose grand juries in the Fourteenth Judicial Circuit and providing secrecy as to names and identity of persons drawn for petit or grand jury service and prescribing penalties for violation of this Act," (Act No. 115, H. 332, Acts of Alabama, Regular Session 1953, Vol. I, p. 164.

Be It Enacted by the Legislature of Alabama:

That the act approved June 22, 1953 entitled "An Act Relating to the Fourteenth Judicial Circuit; providing for the drawing and the summoning and service by mail of petit jurors in criminal, quasi-criminal and civil cases and persons drawn for jury service to compose grand juries in the Fourteenth Judicial Circuit and providing secrecy as to names and identity of persons drawn for petit or grand jury service and prescribing penalties for violation of this Act," (Act No. 115, H. 332, Acts of Alabama, Regular Session 1953, Vol. I, p. 164) is hereby expressly repealed.

4-18-4tc

REUBEN L. NEWTON.

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF

Before me, the undersigned authority in and for said County in said State, this day personally appeared Margaret Phillips, who being by me first duly sworn, deposes and says that during the times herein mentioned he was Bookkeeper of The Mountain Eagle, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 18, April 25, May 2, and May 9, all in the year 1957.

MARGARET PHILLIPS.

Sworn to and subscribed before me May 14, 1957.

FAY O'REAR,  
Notary Public.

Also:

By Mr. Newton:

S. 159. To repeal an act approved June 22, 1953 entitled "An Act Prohibiting any practicing attorney from accepting employment by, or representing, a defendant in any criminal or quasi-criminal case in the Fourteenth Judicial Circuit if the bail bond of the defendant has been signed by such attorney, in person or as attorney in fact, or by the husband or wife of such attorney, in person or as attorney in fact, or by any person, in person or as attorney in fact, related by blood or marriage to such attorney within the first or second degree, or by any corporation in which stock is owned by such attorney or is owned by any person related by blood or marriage to such attorney within the first or second degree, or any member of any partnership in which such attorney or any person related to him by blood or marriage within the first or second degree has an interest; and prescribing penalties for the violation of this Act," (Act No. 113, H. 329, Acts of Alabama, Regular Session 1953, Vol. I, p. 162).

With notice and proof thereto attached and herewith exhibited as follows:

### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF WALKER

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To repeal an act approved June 22, 1953, entitled "An Act Prohibiting any practicing attorney from accepting employment by, or representing, a defendant in any criminal or quasi-criminal case in the Fourteenth Judicial Circuit if the bail bond of the defendant has been signed by such attorney, in person, or as attorney in fact, or by the husband or wife of such attorney, in person or as attorney in fact, or by any person, in person or as attorney in fact, related by blood or marriage to such attorney within the first or second degree, or by any corporation in which stock is owned by such attorney or is owned by any person related by blood or marriage to such attorney within the first or second degree, or any member of any partnership in which such attorney of any person related to him by blood or marriage within the first or second degree has an interest; and prescribing penalties for the violation of this Act," (Act No. 113, H. 329, Acts of Alabama, Regular Session 1953, Vol. I, page 162).

Be It Enacted by the Legislature of Alabama:

That the act approved June 22, 1953 entitled "An Act Prohibiting any practicing attorney from accepting employment by, or representing, a defendant in any criminal or quasi-criminal case in the Fourteenth Judicial Circuit if the bail bond of the defendant has been signed by such attorney, in person or as attorney in fact, or by the husband or wife of such attorney, in person or as attorney in fact, or by any person, in person or as attorney in fact, related by blood or marriage to such attorney within the first or second degree, or by any corporation in which stock is owned by such attorney or is owned by any person related by blood or marriage to such attorney within the first or second degree, or any member of any partnership in which such attorney or any person related to him by blood or marriage within the first or second degree has an interest; and prescribing penalties for the violation of this Act," (Act No. 113, H. 329, Acts of Alabama, Regular Session 1953, Vol I, p. 162) is hereby expressly repealed.

4-18-4tc

REUBEN L. NEWTON.

### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF

Before me, the undersigned authority in and for said County in said State, this day personally appeared Margaret Phillips, who being by me first duly sworn, deposes and says that during the times herein mentioned he was Bookkeeper of The Mountain Eagle, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 18, April 25, May 2, and May 9, all in the year 1957.

MARGARET PHILLIPS.

Sworn to and subscribed before me May 14, 1957.

FAY O'REAR,  
Notary Public.

Also:

By Mr. Allen:

S. 161. Relating to Winston County; reorganizing the county government abolishing the Board of Revenue of Winston County, and creating in lieu thereof the Board of Finance and Control of Winston County; prescribing the power, authority, and jurisdiction of the Board of Finance and Control; providing for the selection, qualifications, terms, power, duties, and compensation of the members thereof; and to repeal conflicting laws.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA  
COUNTY OF WINSTON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Winston County; reorganizing the county government abolishing the Board of Revenue of Winston County, and creating in lieu thereof the Board of Finance and Control of Winston County; prescribing the power, authority, and jurisdiction of the Board of Finance and Control; providing for the selection, qualifications, terms, power, duties, and compensation of the members thereof; and to repeal conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The Board of Revenue of Winston County, created by Act No. 84, H. 237 (Acts of Alabama, 1955, Vol. 1, p. 327), is hereby abolished, and there is hereby created in lieu thereof the Board of Finance and Control of Winston County, which shall be composed of a chairman and four associate members.

Section 2. Immediately upon the effective date of this Act, the Governor shall appoint a chairman and four associate members of the Board of Finance and Control. Two of the associate members of the board first appointed by the Governor under this section shall be appointed upon nomination of the senator from the Third Senatorial District. Two of the associate members of the board first appointed by the Governor under this section shall be appointed upon nomination of the member of the House of Representatives from Winston County. The associate members of the board first appointed by the Governor under this section shall hold office until the first Monday after the second Tuesday in January, 1961, and until their successors shall have been elected and qualified as provided herein. The chairman first appointed by the Governor under this section shall be appointed by and with the advice and consent of the Senate, and shall hold office until the first Monday after the second Tuesday in January, 1961. On the first Monday after the second Tuesday in January, 1961, and every four years thereafter, the chairman of the board shall be appointed by the Governor, by and with the advice and consent of the Senate, for a term of four years from the date of his appointment. Vacancies in the office of chairman shall be



filled by appointment by the Governor, in the same manner, for the unexpired term. The chairman of the board must be a resident and qualified elector of the county, but he may reside any place in the county.

Section 3. Winston County is hereby divided into four districts. District One shall be composed of precincts 1, 6, and 8; District Two shall be composed of precincts 2 and 11; District Three shall be composed of precincts 3, 4, and 10; and District Four shall be composed of precincts 5, 7, and 9. Successors to the associate members of the board first appointed under the provisions of this Act shall be elected at the general election to be held in November, 1960, and every four years thereafter, and shall hold office for terms of four years each from the first Monday after the second Tuesday in January next following their election, and until their successors shall have been elected and qualified. One associate member of the board shall be elected to represent each of the four districts into which the county is divided herein, and shall be elected by the qualified electors of the district he seeks to represent. Each associate member of the board must be a resident and qualified elector of the district he seeks to represent, and must reside therein during his continuance in office. Any vacancy in the office of associate member of the board shall be filled by appointment by the Governor for the unexpired term.

Section 4. The Board of Finance and Control is hereby invested with general and exclusive jurisdiction, control, and superintendence of public roads, bridges and ferries, and public road and bridge funds and money, in Winston County, Alabama, and may and shall do and perform all acts and exercise all jurisdiction and perform all the duties relative to the public roads, bridges and ferries in the county, to the construction, maintenance, repair, and superintendence and working thereof, and to the collection of road taxes in the county and the enforcement of the collection of said road taxes. The board and its members shall have and exercise all the jurisdiction, right, powers, and authority over the public roads, bridges, and ferries in Winston County, Alabama, and over the public road and bridge funds and money of the county and over the collection of the road taxes and the working of the roads in the county, and shall perform all the services and duties relative to the public roads, bridges and ferries, which are now, or which hereafter may be vested in or conferred upon courts of county commissioners, boards of revenue, and other like county governing bodies or courts of like kind under the general laws of this State. The Board of Finance and Control shall also have the power and authority to contract with the State Highway Department, for periods of not exceeding two years under any one contract, for the construction and maintenance of the public roads, bridges, and ferries of Winston County. In addition to the power, authority, duty and responsibility set forth above, the Board of Finance and Control shall, on and after the first Monday after the second Tuesday in January, 1959, be the sole and exclusive governing body of the county and shall have an exercise all the jurisdiction, power, and authority which may be by general law conferred upon or invested in courts of county commissioners, boards of revenue, and like county governing bodies in this State.

Section 5. The Board of Finance and Control shall hold regular meetings on the second Monday in each month and on the last day of each month; provided, however, that if the last day of the month shall be Sunday, the meeting shall be held on the day before the last day of the month. The board may hold special meetings upon the call of the chairman or any two associate members of the board. A majority of the members of the board shall constitute a quorum for the transaction of business. The board shall keep complete and accurate written minutes of all meetings, business transacted, and resolutions, and there shall be recorded therein the vote of each member. At each meeting the minutes of the previous meeting shall be read and all minutes shall be open to public inspection at all reasonable times.

Section 6. The chairman of the board shall be its presiding officer, and he shall have the same powers and authority other members in passing upon all questions. He shall sign the minutes of the proceedings of the board, and shall sign all warrants drawn upon the public road and bridges fund of the county, but in the event of his disability, some other member of the board shall be designated by an appropriate resolution of the board to perform such duties and functions. It shall be the duty of the chairman of the board to receive and prepare the business and obtain information for the sessions of the board, and to see to the execution of all orders thereof.

Section 7. The chairman of the Board of Finance and Control shall devote his entire time to the duties of his office and shall receive as compensation five hundred dollars (\$500.00) per month. The associate members of the board shall each receive a salary of three hundred fifty dollars (\$350.00) per month. The compensation provided herein for the chairman and associate members of the board shall be paid from any funds of the county available for that purpose, and shall be their entire compensation for the services required of them by this Act.

Section 8. Before entering upon the discharge of their duties, the chairman and associate members of the board shall each execute a bond, in the sum of seven thousand five hundred dollars (\$7,500.00) in the case of the chairman, and in the sum of three thousand dollars (\$3,000.00) in the case of the associate members. The bonds shall be payable to Winston County, with good and sufficient surety, and shall be conditioned upon the faithful discharge of their duties of office. Said bonds shall be approved by either the judge of probate of Winston County or by the judge of the circuit court of Winston County; provided, however, that said bonds may, prior to the first Monday after the second Tuesday in January, 1959, be approved by the court of county commissioners of Winston County. The bonds shall be filed and recorded in the office of the judge of probate of Winston County, and the premiums thereon shall be paid by the county.

Section 9. The roads and bridges of the county shall be constructed, repaired, and maintained on the basis of the county as a unit and without regard to district lines. No county personnel or equipment shall be allocated or used in the construction, repair, and maintenance of county roads and bridges on any basis other than the county as a unit. The Board of Finance and Control shall adopt annually a detailed financial budget to be followed during the ensuing year in the construction, repair, and maintenance of the roads and bridges of the entire county, as provided under the general laws of the State.

Section 10. In addition to its other duties and authorities, the Board of Finance and Control shall appoint a construction superintendent for Winston County. The county construction superintendent shall have general supervision of the road and bridge work of the county, under the direction of the board, and shall devote his entire time and attention to the duties of his office. The county construction superintendent shall serve at the pleasure of the board, and shall receive as compensation for the services required of him by this Act such salary as may be fixed by the board.

Section 11. Subject to the direction and approval of the Board of Finance and Control, the county construction superintendent shall:

- (1) Exercise general powers of supervision over the construction and maintenance of the county public roads and bridges, and cooperate with the county engineer toward the end that the road and bridge work of the county may be performed as effectively as possible;

- (2) Employ, and when necessary, terminate the employment of, such employees as are necessary to construct, repair, and maintain the county public roads and bridges;

(3) Fix, from time to time, in accordance with prevailing economic conditions, the scales of salaries or wages to be paid for labor necessary to the construction, repair, and maintenance of the county roads and bridges;

(4) Submit regular reports to the members of the board toward the end that the policies of the board may be properly carried out; and

(5) Perform such other duties as may be required by the board.

Section 12. The county construction superintendent shall give bond of such character and in such sum as the Board of Finance and Control shall from time to time prescribe, payable to Winston County. Such bond shall be approved by the board, and the board may authorize the payment of the premium for the bond out of county funds.

Section 13. The chairman of the Board of Finance and Control of Winston County shall serve as purchasing agent for the board in the purchase and acquisition of all equipment, machinery, materials, supplies, and contractual services which the board is authorized to purchase or acquire for the county. The purchasing agent shall obtain information from the division of purchases and stores of the State Department of Finance concerning the price to the State of the items to be purchased, and, except in case of an emergency or for other sufficient cause, shall award no purchase at a price in excess of the price to the State for similar supplies, materials, equipment, or services of like kind and of similar quantity and quality. For the purposes of this section, the term "purchase price" includes the dealer's price plus all freight and shipping charges and other costs of delivery. Any official or person who purchases or procures any supplies, materials, equipment, or services contrary to the provisions of this section shall be personally liable for the amount of the excess cost.

Section 14. The purchasing agent shall keep a current inventory of all property entrusted to the control and supervision of the board, whether owned by, or leased to, Winston County. Such inventory shall show where such property is located and in whose possession it is.

Section 15. The Board of Finance and Control shall elect and appoint a secretary of the board. The board shall procure permanent, well-bound books, similar to those provided for the minutes of the court of county commissioners, in which the secretary shall, under the direction of the chairman of the board, record all acts of the board, and the filing of all claims, auditing the same, and the allowance thereof shall be in the same manner as now provided by law as to courts of county commissioners. The secretary of the board shall also act as the treasurer of the board and for the services rendered in such capacity and as secretary he shall receive not more than three hundred dollars (\$300.00) per month, to be paid from the same funds and in the same manner as is provided in this Act for the payment of the compensation of the members of the board. Before entering on his duties, the secretary must give bond with at least two good and sufficient sureties in the sum of ten thousand dollars (\$10,000.00), payable to Winston County and conditioned as provided by law for faithful performance of his duties, said bond to be approved by the chairman of the board and filed and recorded with the judge of probate of the county. Failure of the secretary to make the bond as provided for herein within fifteen days from the date of appointment shall vacate his appointment. The board may appoint such other clerical assistance as may be necessary for the convenient and orderly transaction of its business, and fix their salaries and terms of employment.

Section 16. No successors shall be elected or appointed to succeed the incumbent members of the court of county commissioners of Winston

County; and upon the expiration of the terms for which the incumbent members were elected, the court of county commissioners of Winston County shall be abolished. Upon the expiration of the terms of the commissioners whose terms first expire, the judge of probate and the remaining commissioners shall serve as the court of county commissioners of Winston County until the expiration of the terms for which such remaining commissioners were elected. Upon the expiration of the terms of all the incumbent county commissioners of Winston County, the judge of probate shall cease to serve as member and principal judge of the county governing body; and the Board of Finance and Control established hereby shall be the governing body of the county, and shall have and exercise all the jurisdiction, powers, and authority conferred on or vested in courts of county commissioners, boards of revenue, and like county governing bodies under the general laws of the State. After such time, the chairman of the Board of Finance and Control shall sign all warrants drawn on the county treasury, but in the event of his disability, some other member of the board shall be designated by an appropriate resolution of the board to perform such duties and functions; and the chairman of the board, in lieu of the judge of probate, shall exercise all the powers and perform all the duties required of judge of probate as to matters coming before courts of county commissioners, boards of revenue, or other like county governing bodies under the general laws of this State.

Section 17. Act No. 84, H. 237 (Acts of Alabama, 1955, Vol. 1, p. 327), and all other laws or parts of laws in conflict with this Act, are hereby repealed.

Section 18. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 19. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF

Before me, the undersigned authority in and for said County in said State, this day personally appeared Jay Thornton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Advertiser, a newspaper of general circulation published in Winston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 19, April 26, May 3, and May 10, all in the year 1957.

JAY THORNTON.

Sworn to and subscribed before me May 10, 1957.

R. J. THORNTON,  
Notary Public.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 156. Local Legislation No. 1.
- S. 157. Local Legislation No. 1.
- S. 158. Local Legislation No. 1.
- S. 159. Local Legislation No. 1.
- S. 161. Local Legislation No. 1.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bills and ordered same sent forthwith to the House without engrossment:

By Mr. Cooper:

S. 54. To amend further Act No. 515, H. 93, approved July 9, 1945 (General Acts 1945, page 734), the Act which established the Employees' Retirement System of Alabama.

Also:

By Mr. Boutwell:

S. 42. To Amend Section 151 of Chapter 8 of Title 52 of the Code of Alabama of 1940 as amended by Act No. 206 of Acts of the 1943 Session of the Legislature, and as amended by Act No. 418 of the 1951 Regular Session of the Legislature.

Also:

By Messrs. Metcalf and Roberts:

S. 111. To amend Section 44 of Title 11, Code of Alabama (1940), which relates to the fees allowed witnesses for mileage and attendance in civil cases.

Also:

By Messrs. Jones and Calvin:

S. 52. To amend Title 34, Section 74, Code of Alabama, 1940, which relates to contracts between husband and wife, by deleting therefrom the provision prohibiting a wife from becoming the surety for the husband.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

The Senate Bills, the title to which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 54. Ways and Means.
- S. 42. Education.
- S. 111. Ways and Means.
- S. 52. Judiciary.

REPORT OF THE STANDING COMMITTEE ON RULES  
ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Joint Resolution, to-wit:

H. J. R. 13. Relative to the people of Alabama taking firm and deliberate efforts to check further encroachments on individual states on the part of the Federal Government.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

#### SIGNING OF HOUSE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolution the title to which is set out in the above and foregoing report of the Standing Committee on Rules.

#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that said committee, in session, has compared the following engrossed bill with the original bill and finds same correctly engrossed, to-wit:

H. 14. To provide rules and prescribe forms governing procedure and practice in the circuit court and courts of full like jurisdiction and in any other court whose judgments, orders, or decrees are appealable directly to the Supreme Court or to the Court of Appeals, in actions and suits of a civil nature, whether cognizable at law or in equity.

RANKIN FITE,  
Chairman.

The above and foregoing report of the Standing Committee on Rules was concurred in and adopted.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills, your signature thereto is requested:

S. 68. To provide for the employment of a clerical assistant by the tax assessor of Macon County, whose compensation shall be paid from the county treasury.

Also:

S. 69. To provide for the employment of a clerical assistant by the tax collector of Macon County, whose compensation shall be paid from the county treasury.

Also:

S. 88. To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws.

Also:

S. 94. To fix the salary of the Deputy Solicitor for Houston County, Alabama, at thirty-six hundred dollars per year, and to provide for the payment thereof.

Also:

S. 93. To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district Commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissions to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio Chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this act, and especially repealing certain acts designated.

J. E. SPEIGHT,  
Secretary.

#### SIGNING OF SENATE BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles to which are set out in the above and foregoing Message from the Senate.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Joint Resolution, your signature thereto is requested:

S. J. R. 16. Condemning the Black Monday Decision of the U. S. Supreme Court and pledging resistance by all lawful means to the judgment of the Court.

J. E. SPEIGHT,  
Secretary.

#### SIGNING OF SENATE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Joint Resolution, the title to which is set out in the above and foregoing Message from the Senate.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Lamberth:

S. J. R. 18. BE IT RESOLVED By the Senate, the House concurring, that when the two Houses adjourn today, they adjourn to meet again Tuesday, May 28th, 1957, at 12:00 o'clock A. M.

J. E. SPEIGHT,  
Secretary.

### SENATE MESSAGE

On motion of Mr. Dawkins the rules were suspended and the House concurred in and adopted the S. J. R. 18 set out in the above and foregoing Message from the Senate.

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Dement	Harrison	Mathison
Adams (Jefferson)	DeSear	Hodges	Money
Albea	Dickson	Holliman	Murphy
Ashworth	Edwards (Escambia)	Huddleston	Nolen
Bassett	Edwards (Jefferson)	Hunt	Oakley
Boyd	Faulk	Jenkins	Payne
Bradford	Ferrell	Johnson (Elmore)	Perry
Brannan	Franklin	Kirkham	Pirkle
Branyon	Gilchrist	Lackey	Ramey
Brassell	Gilmer	Lee (Barbour)	Richardson
Brewer	Gist	Locke (Choctaw)	Speaks
Broadfoot	Goodwyn	Locke (Perry)	Stegall
Brooks	Grouby	Love	Stembridge
Brown (Lamar)	Hain	McClendon (Chambers)	Summerlin
Callahan	Hall	McKay	Taylor
Cox	Haltom	McLendon (Bullock)	Thomas
Davis	Hanby	McNider	Vacca
Dawkins	Hardy	Martin	Ward

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### RECESS

On motion of Mr. Goodwyn the House recessed for ten minutes.

Yeas 64; Nays 2.

Yeas:

Mr. Speaker	DeSear	Harrison	Merrill
Adams (Jefferson)	Dickson	Harvey	Murphy
Adams (Tallapoosa)	Edwards (Escambia)	Hawkins	Nettles
Albea	Edwards (Jefferson)	Huddleston	Payne
Ashworth	Faulk	Jenkins	Perry
Bassett	Ferrell	Johnson (Elmore)	Pirkle
Boyd	Franklin	Johnson (Tallapoosa)	Roberts
Bradford	Gilchrist	Lackey	Selman
Brannan	Gilmer	Lee (Barbour)	Shumate
Branyon	Gist	Locke (Choctaw)	Simon
Brassell	Goodwyn	Locke (Perry)	Solomon
Broadfoot	Gregory	McClendon (Chambers)	Summerlin
Brown (Lamar)	Hain	McLendon (Bullock)	Thomas
Callahan	Haltom	Martin	Vacca
Cox	Hanby	Mathews	Ward
Dement	Hardy	Mathison	Windle

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Nays: Messrs. Davis and Speaks.

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The House reconvened. The Speaker called the House to order.

### RESOLUTION

The following resolution was introduced:

By Messrs. Callahan, Gist, Speaks and Ferrell:

H. R. 15. BE IT RESOLVED by the House of Representatives that the Head Doorkeeper, the Assistant Doorkeeper, and the Sergeant at Arms, in addition to other sums now provided by law as compensation, shall receive an allowance of Five and No/100 (\$.00) Dollars per diem as expenses, to be paid out of any funds appropriated to defray the expenses of the Legislature.

The motion of Mr. Callahan to suspend the rules in order to bring up for immediate consideration the above and foregoing H. R. 15 was lost.

Yeas 38; Nays 5.

*Yeas:*

Mr. Speaker	Dickson	Johnson (Tallapoosa)	Murphy
Adams (Jefferson)	Edwards (Escambia)	Kendall	Nolen
Bradford	Faulk	Lackey	Perry
Brannan	Ferrell	Lee (Lawrence)	Ramey
Branyon	Gist	Locke (Choctaw)	Simon
Brassell	Hain	Love	Speaks
Broadfoot	Hardy	McLendon (Bullock)	Steagall
Brooks	Harvey	McNider	Vacca
Brown (Lamar)	Hodges	Martin	Ward
Dement	Holliman		

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*Nays:*

Messrs.:	Lee (Barbour)	Oakley	Summerlin
Kirkham	Nettles		

—5

And said resolution H. R. 15 was read and referred to the Standing Committee on Rules.

### BILLS ON SECOND READING

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 51. To validate in certain cases elections heretofore held in school districts and counties for the purpose of authorizing a special tax for any school purpose, or for school purposes generally, under the Constitution, or for the purpose of authorizing any such tax and the consolidation of school districts.

H. 30. To provide that the marriage of a male person under twenty-one (21) but over the age of eighteen (18) years has the effect of removing the disabilities of minority.

H. 40. To provide authority for the Director of Conservation to prescribe rules and regulations for the conducting of geophysical and seismic exploratory work on State-owned lands or water bottoms

H. 41. To authorize the State Oil and Gas Board at their discretion to specify and designate the size of drilling units on State-owned water bottoms South of the Mobile Bay Causeway in Mobile Bay, Mississippi Sound and the Gulf of Mexico.

H. 42. To amend paragraph B of Section 179 (33) of Title 26 of the Code of Alabama of 1940 as amended, approved May 22, 1945, which relates to the power of the Board to prescribe rules and regulations; public hearings.

H. 43. To amend Section 179 (33) Paragraph C of Title 26 of the Code of Alabama 1940, which relates to emergency rules, regulations and orders of the State Oil and Gas Board of Alabama.

H. 44. To amend Section 179 of Title 26 of the Code of Alabama of 1940, approved May 22, 1945, by adding thereto a new subsection to be subsection (36-a), to grant to the State Oil and Gas Board of Alabama authority to establish unit operation of a pool or pools, or any portion or portions or combinations thereof, in a field for the production of oil or gas, or both; provide the method of establishment thereof; holding of hearings; promulgation of orders in connection therewith; the effect thereof.

H. 87. To provide costs and fees to be charged by the Sheriff of a County for handling prisoners arrested at the request of a demanding State for extradition.

H. 92. To amend an Act approved August 19, 1949, entitled "An Act To provide for absentee voting in primary, general, special, and municipal elections: Prescribing penalties for violations of the Act and repealing conflicting laws."

H. 156. To authorize and provide for the exchange of codes and session laws of Alabama for the codes and session laws of other states and territories, respectively, for the benefit of public law libraries in this state and other states and territories, and provide for the distribution of such codes and session laws of the states and territories to public law libraries in this state.

H. 187. To amend further Section 145 of Title 17 of the Code of Alabama (1940), as amended, which requires the judges of probate to have the names of candidates placed on the ballots and prescribes the time and manner of certifying such candidates' names to the judges of probate.

H. 188. To amend Section 388 of Title 17, Code of Alabama (1940) which relates to procedure in election contests when the party committee cannot determine who was elected to office.

H. 189. To amend further Section 414 of Title 17, Code of Alabama (1940), as amended, which relates to the time and place of holding mass meetings, beat meetings or other meetings of voters of a political party for the purpose of nominating candidates for public office.

H. 190. To amend Section 340 of Title 17, Code of Alabama (1940), which prescribes the date for holding primary elections.

H. 191. To amend further Section 348 of Title 17, Code of Alabama (1940), as amended, which regulates the filing by candidates in primary elections of their declarations of candidacy.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and order same returned to the House with a favorable report, with amendments, and they were severally read a second time and placed on the Calendar, to-wit:

H. 209. (with amendments). To permit an infant to hold stock or other securities in corporations, to exercise rights relating thereto, including the transfer of the same, and to protect corporations relying upon such action without actual notice of the infancy, and to permit infants to receive dividends on stock or other securities in corporations and to give complete acquittance and release therefor.

H. 261. (with amendment). To amend Act No. 22, H. 1, approved May 26, 1953, which prescribes lawful speed limits for motor vehicles on the highway and prescribes penalties for violation thereof.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 264. To amend Section 195 (1) of Title 13 of the Code of Alabama of 1940, which relate to the eligibility and commissioning of super-numerary circuit judges.

H. 279. To permit an infant to hold stock or other securities in corporations, to exercise rights relating thereto, including the transfer of the same, and to protect corporations relying upon such action without actual notice of the infancy, and to permit infants to receive dividends on stock or other securities in corporations and to give complete acquittance and release therefor.

H. 288. To amend further Section 630 of Title 7, Code of Alabama (1940), which relates to the exemption of wages from garnishment or other process for the collection of debts.

Mr. Summerlin, Chairman of the Standing Committee on Education, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 193. (with amendment). To authorize and require the State Board of Education to change the name of the normal school or teachers college located at Jacksonville.

Mr. Summerlin, Chairman of the Standing Committee on Education, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 235. Authorizing certain city and county superintendents of education, who are over the age of seventy, to be continued in office; and prescribing conditions for their continued employment.

Mr. Adams (Tallapoosa), Vice-Chairman of the Standing Committee on Public Welfare, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 50. (with substitute). To name the State Teachers' College at Florence.

Mr. Lackey, Chairman of the Standing Committee on Health, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 262. To amend further Section 42 of Title 22, Code of Alabama (1940), which relates to certified copies of certain records.

H. 239. To authorize and regulate through certification and registration the practice of psychology; creating the State Board of Psychological Examiners of Alabama, and prescribing its powers and duties; prescribing qualifications of persons to practice psychology, fees for

certification, and penalties for violations of this Act; authorizing the board to examine applicants for certification as psychologists, and to issue, deny, suspend, or revoke certificates to practice psychology; prescribing the manner of appealing from the decisions of the board to the courts of the State; providing for the collection and disbursement of all fees, penalties, and other such funds; and providing for the enforcement of the Act.

Mr. Lackey, Chairman of the Standing Committee on Health, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 48. (with amendment). To define, regulate and license barbers, barber apprentices and barber shops, barber colleges and like businesses, to create a State Board of Barber Examiners, define their powers and duties, fix their compensation, fix and prescribe license fees for barbers, barber apprentices, barbershops, barber colleges and like businesses, to eliminate the operation of this act in certain counties, to prescribe penalties and punishment for the violation of this act.

Mr. Solomon, Chairman of the Standing Committee on Agriculture, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 267. Relating to the operation of livestock markets; to amend Section 11 of Act No. 173 (S. 18) of the Legislature of 1951 approved June 29, 1951 (Acts of 1951, Vol. 1, pages 409-415) by authorizing the Commissioner of Agriculture and Industries through appropriate legal proceedings to restrain or enjoin any person from operating a livestock market in violation of said Act.

Mr. Solomon, Chairman of the Standing Committee on Agriculture, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 266. (with amendment). To regulate the weighing of livestock at public markets by requiring persons operating scales on which livestock are weighed for sale purposes to obtain an annual permit from the Commissioner of Agriculture and Industries and to be bonded for the faithful performance of their duties; to provide that livestock sold on the basis of weight at livestock markets must be weighed by a person holding a permit under the provisions of this Act; to exempt certain persons from this Act; to prescribe liabilities and a penalty for violations of this Act.

Mr. Solomon, Chairman of the Standing Committee on Agriculture, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 220. To authorize and provide for the producers of certain agricultural commodities to act jointly and in cooperation with handlers, processors, and the State Department of Agriculture and Industries in promoting the production, distribution, use and consumption of such commodities; providing that producers may levy upon themselves assessments for the purpose of financing a promotional program, and providing for the imposition of such assessments and the collection thereof; superseding an act approved October 9, 1947 entitled "An Act

To enable farmers who are producers of agricultural commodities to act jointly with dealers and processors in promoting the sale, distribution and consumption of such Alabama products" (Act No. 699, H. 594, General Acts of 1947, p. 536).

H. 222. To amend Section 4 of Act No. 365 of the Legislature of 1947, approved August 16, 1947, (General Acts of 1947, p. 251) which Act provides for an alternate method of paying and collecting the stamp tax or fee on sales of commercial fertilizer, such amendment to Section 4 thereof to dispense with the requirement that monthly reports of sales shall be under oath.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 53. To provide for the incorporation of certain public bodies heretofore or hereafter created and established pursuant to Chapter 6 of Title 22, Code of Alabama (1940), and to prescribe the powers of such corporations in relation to the establishment and operation of certain public hospitals.

H. 299. To propose and provide for an amendment to the Constitution of Alabama of 1901 providing that obligations hereafter incurred and securities hereafter issued by a municipality having a population of less than 6,000 inhabitants for the purpose of acquiring, providing or constructing sanitary or storm water sewers, street or sidewalk improvements, or school houses, shall not under certain circumstances be deemed to constitute an indebtedness of such municipality within the meaning of Section 225 of said constitution.

The above bill was read a second time at length as required by the Constitution.

H. 310. To authorize municipal corporations of the state to charge a higher rate for water, gas, and electricity, use of sewerage, and for services, rendered beyond the corporate limits.

H. 311. To amend Sections 2 and 6 of Act No. 175 adopted at the 1951 Regular Session of the Legislature of Alabama pertaining to public corporations organized in municipalities for water, sewer, gas and electric purposes, or any of them, so as to provide that any similar corporation in existence under any other law may amend its certificate of incorporation for the purpose of coming under the provisions of said Act No. 175, and so as to make further provision respecting the vesting in the applicable municipality of title to a system owned by any public corporation organized under said act or whose certificate of incorporation is amended thereunder, and so as to provide that more than one corporation may be in existence at the same time in the same municipality under the provisions of said act.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 315. (with substitute). To validate, in certain cases, municipal corporations attempted to be organized under the laws of Alabama and invalid because of any irregularity in the procedure for incorporation.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a fa-

vorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 316. To amend Section 445 of Title 37 of the Code of 1940 relating to the employment of an expert accountant for the annual examination of the books and accounts of municipal officials.

H. 317. To amend Section 504 of Title 37 of the Code of 1940 relating to statements, claims, or demands for injury filed:

#### REPORT OF STANDING COMMITTEE ON LOCAL GOVERNMENT

Mr. Adams (Tallapoosa, Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bill and ordered same returned to the House with the recommendation that it be re-referred.

H. 308. Providing for payments by the State of Alabama to incorporated municipalities in the State of Alabama which have expended money to construct the necessary treatment works to prevent the discharge of untreated or inadequately treated sewage or other waste into any streams of the State, including the cost of reports, plans, and specifications in connection therewith. Authorizing the State Health Officer to make such payments; providing the manner and extent to which such payments shall be made and limitations upon same; and making an appropriation to the State Health Department for the fiscal years 1957-58 and 1958-59 for the purposes of this Act.

The motion of Mr. Adams (Tallapoosa) to re-refer the bill, H. 308, was adopted.

Yeas 69; Nays 0.

Yeas:

Mr. Speaker	Faulk	Johnson (Elmore)	Oakley
Adams (Tallapoosa)	Ferrell	Johnson (Tallapoosa)	Payne
Ashworth	Franklin	Kelly	Perry
Bradford	Gilchrist	Kirkham	Pruitt
Brannan	Gilmer	Lackey	Ramey
Branyon	Gist	Lee (Barbour)	Selman
Brassell	Goodwyn	Locke (Choctaw)	Simon
Broadfoot	Grouby	Locke (Perry)	Solomon
Brooks	Hain	McClendon (Chambers)	Speaks
Brown (Lamar)	Hall	McKay	Steagall
Cornett	Haltom	McLendon (Bullock)	Stembridge
Davis	Hanby	McNider	Summerlin
Dawkins	Hardy	Martin	Taylor
Dement	Holliman	Mathison	Thomas
DeSear	Huddleston	Money	Tyson
Dickson	Hunt	Murphy	Vacca
Edwards (Escambia)	Jenkins	Nettles	Ward
Edwards (Jefferson)			

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And the Speaker re-referred the bill, H. 308, to the Standing Committee on Ways and Means.

#### BILLS ON SECOND READING CONTINUED

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 293. (with amendment). To fix the compensation of the county superintendent of education in all counties having a population of not

more than 16,475 nor less than 16,075, according to the last or any subsequent federal decennial census.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 313. Relating to Talladega County: To authorize the board of revenue, court of county commissioners, or other like governing body of Talladega County to provide clerk-hire allowances for certain county officers.

H. 319. Relating to the county court of Walker County; to re-define the jurisdiction of said court, prescribe the powers and duties thereof, provide for the selection, tenure, powers, duties, and compensation of its officers, and repeal conflicting laws.

H. 338. To regulate further the office of circuit solicitor of the First Judicial Circuit of Alabama: Creating special funds for expenditure by the circuit solicitor in law enforcement and in the conduct of his office.

S. 106. To fix the compensation of certain officers of counties having a population of not less than ninety-four thousand nor more than one hundred thirty-four thousand inhabitants and in which the Legislature is authorized to fix, regulate and alter the salaries of such officers.

#### INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Messrs. Gregory, Reynolds, Cox, Hodges, Johnson (Tallapoosa), Franklin, McKay, Payne, Harrison, Brown (Lee), Ward, Brassell, Cornett and Adams (Tallapoosa).

H. 339. To designate certain parts of the state highway system as "The Heart of Dixie Highway."

Transportation.

By Mr. Hanby:

H. 340. To direct the board of trustees of the Alabama State Hospitals to establish or contract for hospital or clinical facilities for the proper care of alcoholics; authorizing the commitment of alcoholics to such facilities, prescribing procedures for such commitment, and procedures for release; requiring alcoholics or certain of their relatives, if financially able, to pay the cost of care in this facility and providing that the cost of care of indigent patients shall be paid by the State; authorizing the appointment of a guardian ad interim of the estate of any alcoholic committed to the hospital or clinical facilities hereby provided; imposing certain duties on the judges of probate and the Superintendent of the Alabama State Hospitals and making an appropriation.

Ways and Means.

By Mr. Faulk:

H. 341. To repeal the act known as "The Unfair Cigarette Sales Act" (Act No. 805, S. 385, Acts of 1951, Vol. II, p. 1402).

Ways and Means.

By Mr. Faulk:

H. 342. To exempt bona fide residents sixty-five years of age or older from the license fee imposed for the privilege of hunting.

Ways and Means.

By Mr. Martin:

H. 343. To provide for the care and treatment of tuberculous prisoners in the custody of the Department of Corrections.

Health.

By Messrs. Perry and Nice:

H. 344. To amend Sections 232, 238, 242, 243 and 255 of Title 22, Code of Alabama (1940), which relate to narcotic drugs and poisons.

Health.

By Messrs. Perry and Nice:

H. 345. To amend Section 258, Title 22, Code of Alabama (1940), which prescribes penalties for trafficking in marihuana.

Health.

By Messrs. Perry and Nice:

H. 346. Further regulating the traffic in narcotic drugs by forbidding unauthorized transportation or conveying of such drugs and providing that any vehicle, boat, aircraft or other conveyance used in the illegal carrying or transportation of narcotic drugs shall be contraband and forfeited to the State of Alabama in the manner prescribed in this Act.

Health.

By Messrs. Perry and Nice:

H. 347. To make it unlawful to possess or traffic in heroin in the State of Alabama, and to prescribe penalties for violations of this Act.

By Messrs. Nice, Oden and Martin:

Health.

H. 348. TO AMEND TITLE 51, SECTION 779, CODE OF ALABAMA 1940, AS AMENDED BY ACT NO. 272, GENERAL ACTS 1951, WHICH RELATES TO CONTENTS OF RETURNS NOT TO BE MADE PUBLIC AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ACT.

Ways and Means.

By Messrs. Adams (Jefferson), Edwards (Jefferson), Lackey, Nettles, Thomas, Payne, Brassell, Brannan, Faulk, Oakley, Money, Kaul, Perry, Vacca, Harrison, Ward and Nice:

H. 349. To amend Section 6, Title 32, Code of Alabama (1940), which relates to the composition of the standing committees of the House of Representatives.

Rules.

By Mr. Adams (Jefferson):

H. 350. To provide further for the conservation of the natural resources of the State by regulating open cut and strip mining; and to provide penalties for violations of the Act.

Agriculture.

By Mr. Adams (Jefferson):

H. 351. To amend further Section 11, Title 19, Code of Alabama (1940), as amended, which relates to the appointment and qualifications of commissioners in condemnation proceedings.

Judiciary.

By Mr. Adams (Jefferson):

H. 352. To amend Section 37, Title 58, Code of Alabama (1940), which relates to the period of time after the expiration of which certain fiduciary funds may be paid into the county treasury.



## Judiciary.

By Mr. Adams (Jefferson):

H. 353. To apportion the membership of the House of Representatives of the Legislature among the several counties of the State according to population under the Federal Census of 1950; and providing for the effective date of this Act.

## Constitution and Elections.

By Messrs. Adams (Jefferson) and Perry:

H. 354. To provide a reapportionment of representation in the Legislature of Alabama; fixing the number of Senators and dividing the State into as many senatorial districts as there are Senators.

## Constitution and Elections.

By Mr. Adams (Jefferson):

H. 355. To reapportion the membership of the House of Representatives among the several counties of the State.

## Constitution and Elections.

By Mr. Adams (Jefferson):

H. 356. Relating to motor vehicles: To require as a condition of registration that every person applying for the registration of a motor vehicle shall secure and pay the premium on a motor vehicle liability insurance policy issued by an insurance company authorized to transact business within the State of Alabama, or otherwise establish financial responsibility, and to facilitate the procuring of such insurance to provide for an assigned risk plan among insurance companies for the equitable apportionment among such companies of undesirable risks.

## Judiciary.

By Mr. Brown (Lamar):

H. 357. To regulate further the duties and compensation of members of the court of county commissioners, board of revenue or like governing body of all counties having a population of not less than 16,075 nor more than 16,475, according to the last or any subsequent federal decennial census.

## Local Legislation No. 1.

By Messrs. Oden, Davis, Brown (Lamar), Branyon, and Gregory:

H. 358. To regulate the type, number, purchase, use, repair and maintenance of automobiles owned and operated by the state agencies; providing for the keeping of records concerning such automobiles; providing for the administration of the Act; establishing a revolving fund for the operation of an automobile pool and for the repair and maintenance of state automobiles and making an appropriation therefor; and prescribing penalties for violations of the Act.

## Business and Labor.

By Mr. Oden:

H. 359. To further amend Sections 57, 58 and 59 of Title 2 of the Code of Alabama of 1940, as amended, which relate to the sale and distribution of commercial feeds.

## Agriculture.

By Mr. Haltom:

H. 360. To amend Sections 661 and 669 of Title 7, Code of Alabama, 1940, which relate to exemption of homesteads from administration and payment of debts.

## Judiciary.

By Mr. Hodges:

H. 361. To amend Section 811 of Title 7 of the Code of Alabama of 1940, insofar as it conflicts with this Act; to provide for the entering of additurs and remittiturs by the trial court; to provide for the filing of additurs and remittiturs under protest and to provide for appeals therefrom.

Judiciary.

By Mr. Hodges:

H. 362. To amend Section 273 of Title 7 of the Code of Alabama of 1940, relating to charges moved for by the parties.

Judiciary.

By Mr. Goodwyn:

H. 363. To amend Title 51, Section 697, Code of Alabama 1940, by providing for the registration and licensing of trucks and truck tractors on an owner-declared gross vehicle weight basis and to provide for the administration and enforcement of this Act and for penalties and punishment for violations. To amend Title 51, Section 703, Code of Alabama 1940, by providing for the registration and licensing of trailers and semi-trailers on a fixed license tax fee basis.

Ways and Means.

By Messrs. Goodwyn, Hall, Nolen and Dawkins:

H. 364. To amend further Act No. 691, S. 284, approved September 5, 1951 entitled "An Act To fix the compensation of court reporters, and providing for the payment thereof."

Local Legislation No. 1.

By Messrs. Windle and Richardson:

H. 365. To amend Section 21 of Title 17, Code of Alabama (1940), which relates to the appointment of registrars.

Constitution and Elections.

By Mr. Harrison:

H. 366. TO AMEND TITLE 51, SECTION 605, AS AMENDED, CODE OF ALABAMA 1940.

Ways and Means.

By Mr. Harrison:

H. 367. To amend Section 13 of Act No. 703, H. 544, approved September 5, 1951 (Acts of Alabama, 1951, p. 1211), which relates to eligibility for the receipt of public assistance.

Public Welfare.

By Mr. McKay:

H. 368. To require mandatory consideration of certain factors by public officials when construing and administering provisions of the Constitution and laws of Alabama, and to provide that violation of this Act shall constitute malfeasance, misfeasance or nonfeasance in office.

Judiciary.

By Messrs. Adams (Tallapoosa), Mathison and Harrison:

H. 369. Authorizing the several municipalities within this state to impose an excise tax on local exchange telephone service, in an amount not to exceed three (3) per cent on such service furnished within the corporate limits; providing that the tax shall be collected from the purchaser of such service; providing for certain exemptions; providing

for the method and manner and time of collecting and remitting such tax; and providing when this act shall take effect.

Local Government.

By Messrs. Adams (Tallapoosa), Grouby, Jenkins, Mathison, Hodges and Harrison:

H. 370. To further amend Section 402 (30) of Title 37 of the Code of Alabama of 1940 relating to the members and organization of a Board of Water and Sewer Commissioners, which said section was last amended by Act No. 114, approved April 14, 1956, (Acts of 1956, Vol. I, pages 440-441).

Local Government.

By Messrs. Adams (Tallapoosa), Grouby, Jenkins, Mathison, Hodges and Harrison:

H. 371. To amend further Section 397 of Title 37 of the Code of Alabama 1940 relating to Board of Directors.

Local Government.

By Messrs. Adams (Tallapoosa), Grouby, Jenkins, Mathison, Hodges and Harrison:

H. 372. To further amend Section 402(17), Title 37, of the Code of Alabama 1940, which was last amended by Act No. 116, of the General Acts of Alabama 1956, relating to the board of directors of municipal corporations for the purpose of owning, operating and financing water, sewer, gas and electric systems.

Local Government.

By Messrs. Adams (Tallapoosa), Jenkins, Mathison, Hodges and Harrison:

H. 373. To amend Sections 341, 342, 344, 345, 347, 349 and 351 of Title 37 of the Code of Alabama of 1940.

Local Government.

By Messrs. Adams (Tallapoosa), Jenkins, Mathison, Hodges and Harrison:

H. 374. To amend Section 255 of Title 37 of the Code of Alabama of 1940.

Local Government.

By Messrs. Selman, Broadfoot, Shumate, Dement and Brown (Lamar):

H. 375. To propose an amendment to the Constitution relative to the amendment of the Constitution by popular initiative and referendum.

Constitution and Elections.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Tyson, Lackey and Thomas:

H. 376. To encourage employment of persons afflicted with epilepsy by authorizing employers subject to the Workmens Compensation Act to contract with such persons in relation to injuries which may be sustained and which are otherwise compensable under said Act under conditions prescribed by the Vocational Rehabilitation authorities of the State Department of Education and to provide for compensation for any such injuries to be paid from the Second Injury Trust Fund.

Judiciary.

## BILLS ON THIRD READING

H. 257. To Alter or re-arrange the boundary lines of the Town of Rainsville, Alabama, so as to include within the corporate limits of said town or territory not already included therein.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 69; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Murphy
Albea	Faulk	Kendall	Nettles
Bassett	Ferrell	Kirkham	Nolen
Boyd	Franklin	Lackey	Oakley
Bradford	Gilchrist	Lee (Barbour)	Payne
Brannan	Gist	Lee (Lawrence)	Perry
Branyon	Goodwyn	Locke (Choctaw)	Pirkle
Brassell	Hain	Locke (Perry)	Ramey
Brewer	Haltom	Love	Richardson
Brooks	Hanby	McClendon (Chambers)	Selman
Brown (Lamar)	Harrison	McKay	Simon
Cornett	Harvey	McLendon (Bullock)	Speaks
Cox	Hodges	McNider	Steagall
Dawkins	Holliman	Martin	Taylor
Dement	Huddleston	Mathews	Vacca
DeSear	Hunt	Mathison	Ward
Dickson	Johnson (Elmore)	Merrill	Windle
Edwards (Escambia)			

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And the bill:

H. 256. Relating to the construction, maintenance and repair of the county roads and bridges of DeKalb County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department, and relieving the county and officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds, including DeKalb County's proportionate share of the state gasoline tax, the county one-cent tax on gasoline, state motor vehicle license taxes allocated to the county, and also for the transfer of supplies, equipment, machinery and materials used in the construction, maintenance and repair of county roads and bridges; and repealing conflicting laws.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 67; Nays 1.

Yeas:

Mr. Speaker	Brown (Lamar)	Franklin	Huddleston
Adams (Jefferson)	Callahan	Gilchrist	Hunt
Albea	Cornett	Gist	Johnson (Elmore)
Ashworth	Cox	Grouby	Johnson (Tallapoosa)
Bassett	Dawkins	Hall	Kendall
Boyd	Dement	Haltom	Kirkham
Bradford	DeSear	Hanby	Lackey
Brannan	Dickson	Harrison	Locke (Choctaw)
Branyon	Edwards (Escambia)	Harvey	Locke (Perry)
Brassell	Edwards (Jefferson)	Hawkins	Love
Brewer	Faulk	Hodges	McClendon (Chambers)
Brooks	Ferrell	Holliman	McKay

McLendon (Bullock)	Merrill	Payne	Steagall
McNider	Murphy	Ramey	Summerlin
Martin	Nettles	Selman	Taylor
Mathews	Nolen	Simon	Windle
Mathison	Oakley	Speaks	—67
Nay:	Mr. Money		—1

## H. 259 POSTPONED

On motion of Mr. Branyon, consideration of the bill, H. 259, was temporarily postponed.

And the bill:

H. 37. Levying a county mineral documentary tax or transfer fee to be paid upon leases and instruments creating and transferring severed interest in non-producing oil, gas or other minerals, as herein defined; exempting from all ad valorem taxation all such interests hereinafter created or transferred or hereinafter registered; and repealing Act No. 534 of the Laws of Alabama of 1953.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 78; Nays 6.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Tallapoosa)	Murphy
Adams (Jefferson)	Ferrell	Kaul	Nettles
Albea	Franklin	Kelly	Nolen
Ashworth	Gilchrist	Kendall	Oden
Bassett	Gilmer	Kirkham	Payne
Boyd	Goodwyn	Lackey	Perry
Bradford	Gregory	Lee (Barbour)	Pirkle
Brannan	Hain	Lee (Lawrence)	Pruitt
Branyon	Hall	Locke (Choctaw)	Reynolds
Brassell	Haltom	Locke (Perry)	Roberts
Brewer	Hanby	Love	Simon
Brooks	Hardy	McClendon (Chambers)	Steagall
Brown (Lamar)	Harrison	McKay	Stembridge
Callahan	Harvey	McLendon (Bullock)	Summerlin
Cornett	Hawkins	McNider	Taylor
Cox	Holliman	Martin	Thomas
Davis	Huddleston	Mathison	Tyson
Dawkins	Hunt	Merrill	Vacca
Dement	Jenkins	Money	Ward
DeSear	Johnson (Elmore)		—78

Nays:

Messrs.:	Grouby	Mathews	Speaks
Gist	Hodges	Rodgers	—6

And the bill:

H. 259. To apply in but only in counties having a population of not less than 19,200 inhabitants, nor more than 20,200, according to the last or any subsequent federal decennial census; authorizing the court of county commissioners, board of revenue or like governing body of such counties, by whatever name called or designated, to fix the compensation of deputies sheriff.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 88; Nays 1.

Yeas:

Mr. Speaker	Edwards (Escambia)	Jenkins	Nice
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Elmore)	Nolen
Albea	Faulk	Johnson (Tallahassee)	Oakley
Ashworth	Ferrell	Kelly	Oden
Bassett	Franklin	Kendall	Payne
Boyd	Gilchrist	Kirkham	Perry
Bradford	Gilmer	Lackey	Pirkle
Brannan	Gist	Lee (Barbour)	Pruitt
Branyon	Goodwyn	Lee (Lawrence)	Reynolds
Brassell	Gregory	Locke (Perry)	Richardson
Brewer	Hain	Love	Roberts
Broadfoot	Hall	McClendon (Chambers)	Simon
Brooks	Haltom	McKay	Solomon
Brown (Lamar)	Hanby	McLendon (Bullock)	Speaks
Callahan	Hardy	McNider	Steagall
Cornett	Harrison	Martin	Stembridge
Cox	Harvey	Mathews	Taylor
Davis	Hawkins	Mathison	Thomas
Dawkins	Hodges	Merrill	Tyson
Dement	Holliman	Money	Vacca
DeSear	Huddleston	Murphy	Ward
Dickson	Hunt	Nettles	Windle

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Nay: Mr. Rodgers

—1

And the bill:

H. 29. To validate and confirm certain decrees heretofore rendered in adoption proceedings.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Jenkins	Money
Adams (Jefferson)	Faulk	Johnson (Elmore)	Murphy
Albea	Ferrell	Johnson (Tallahassee)	Nolen
Ashworth	Franklin	Kaul	Oden
Bassett	Gilchrist	Kelly	Payne
Boyd	Gilmer	Kendall	Perry
Bradford	Gist	Kirkham	Pirkle
Brannan	Goodwyn	Lackey	Pruitt
Branyon	Gregory	Lee (Barbour)	Reynolds
Brassell	Hain	Lee (Lawrence)	Richardson
Brewer	Hall	Locke (Choctaw)	Roberts
Broadfoot	Haltom	Locke (Perry)	Simon
Brooks	Hanby	Love	Speaks
Brown (Lamar)	Hardy	McClendon (Chambers)	Steagall
Callahan	Harrison	McKay	Stembridge
Cornett	Harvey	McLendon (Bullock)	Taylor
Cox	Hawkins	McNider	Thomas
Dawkins	Hodges	Martin	Vacca
Dement	Holliman	Mathews	Ward
DeSear	Huddleston	Mathison	Windle
Dickson	Hunt	Merrill	

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## RESOLUTION

The following resolution was introduced:

By Mr. Harrison:

H. J. R. 16. Whereas Thomas Hewell Napier served as dean of Alabama College, at Montevallo, for approximately thirty years; and

Whereas Dean Napier served faithfully and well in his chosen field, many students having benefited by his wise advice and counsel; and

Whereas Dean Napier also served the field of education, and advanced its causes, through his efforts as member and officer of the Alabama Education Association, the Alabama Association of Colleges, the Southern Association of Colleges for Women, the Southern Association of Colleges and Secondary Schools, the Board of Christian Education, North Alabama Conference, of the Methodist Church, as chairman of the Survey Commission on Methodist Education in Alabama, 1932-34, and as author of a number of books and articles on educational matters; and

Whereas the Legislature wishes to honor Dean Napier for his outstanding contribution to Alabama College, and to the cause of education in this State and the South; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the trustees of Alabama College are hereby authorized to name and designate the new men's dormitory on Oak Street in Montevallo, facing the quadrangle on the college campus, "Napier Hall," in honor of the said Thomas Hewell Napier.

On motion of Mr. Harrison the rules were suspended and H. J. R. 16 was adopted.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Johnson (Tallapoosa)	Nolen
Adams (Jefferson)	Franklin	Kelly	Oakley
Albee	Gilchrist	Kendall	Oden
Ashworth	Gilmer	Kirkham	Payne
Bassett	Gist	Lackey	Perry
Boyd	Goodwyn	Lee (Barbour)	Pirkle
Bradford	Gregory	Lee (Lawrence)	Pruitt
Brannan	Grouby	Locke (Choctaw)	Reynolds
Branyon	Hain	Locke (Perry)	Richardson
Brassell	Hall	Love	Roberts
Brewer	Haltom	McClendon (Chambers)	Rodgers
Broadfoot	Hanby	McKay	Simon
Brooks	Hardy	McLendon (Bullock)	Speaks
Callahan	Harrison	McNider	Steagall
Cornett	Harvey	Martin	Stembridge
Cox	Hawkins	Mathews	Taylor
Dawkins	Hodges	Mathison	Thomas
Dement	Holliman	Merrill	Tyson
DeSear	Huddleston	Money	Vacca
Dickson	Hunt	Murphy	Ward
Edwards (Escambia)	Jenkins	Nettles	Windle
Edwards (Jefferson)	Johnson (Elmore)	Nice	

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Bradford:

S. J. R. 19. WHEREAS, the Bureau of Apprenticeship, Department of Labor, a Federal Agency, is seeking congressional approval to change the name of this bureau to the "Bureau of Apprenticeship and Training", and

WHEREAS, the Department of Labor is seeking an appropriation of \$340,000 to set up this division of training, and such division of training would engage in the same activities that are presently being carried on by the public schools in the several states, and

WHEREAS, this would be a step toward federalizing public education in America, and a federally operated program of education would not be subject to the laws, traditions and customs of the several states under which our public schools presently operate, and

WHEREAS, such a federal program of training would not be subject in any way to state or local control in its administration, and the present program of Vocational Education administered by state and local school authorities is capable of meeting the training needs of this country,

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING, that this body go on record in opposition to this proposed change of name and function of the Bureau of Apprenticeship in the U. S. Department of Labor and to funds being authorized in connection with establishing a division of training, and

BE IT FURTHER RESOLVED that this body urge a greater concentrated effort upon the promotion and development of apprenticeship in the several states, and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to each member of the Alabama delegation in the United States Congress.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

On motion of Mr. Oden the rules were suspended and the House concurred in and adopted the S. J. R. 19 set out in the above and foregoing Message from the Senate.

Yeas 66; Nays 2.

Yeas:

Mr. Speaker	Ferrell	Lackey	Perry
Adams (Jefferson)	Franklin	Lee (Lawrence)	Pirkle
Albee	Gilmer	Locke (Choctaw)	Pruitt
Ashworth	Goodwyn	Locke (Perry)	Reynolds
Bassett	Gregory	McKay	Richardson
Boyd	Grouby	McLendon (Bullock)	Rodgers
Bradford	Hain	McNider	Simon
Brannan	Hall	Martin	Solomon
Branyon	Hardy	Mathison	Speaks
Brassell	Harrison	Merrill	Steagall
Brooks	Hodges	Money	Stembridge
Dawkins	Holliman	Murphy	Taylor
Dement	Jenkins	Nettles	Thomas
DeSear	Kaul	Oakley	Vacca
Dickson	Kelly	Oden	Ward
Edwards (Escambia)	Kendall	Payne	Windle
Edwards (Jefferson)	Kirkham		



Nays: Messrs. Broadfoot and Haltom

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### BILLS ON THIRD READING RESUMED

H. 73. To provide for a uniform procedure with respect to the issuance and handling of executions for the collection of any and all taxes by the Department of Revenue; to repeal every provision of law requiring the Sheriff to file a copy of an execution issued by the Department of Revenue with either the Probate Judge or with the Clerk of the Circuit Court of his County; to repeal all laws or parts of laws in conflict with the provisions of this Act; and to provide for the effective date of this Act.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 71; Nays 0.

Yeas:

Mr. Speaker	Dickson	Jenkins	Nettles
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Nolen
Albea	Ferrell	Kelly	Oden
Ashworth	Franklin	Kendall	Payne
Bassett	Gilchrist	Kirkham	Perry
Boyd	Gist	Lee (Barbour)	Pruitt
Bradford	Gregory	Lee (Lawrence)	Richardson
Brannan	Grouby	Locke (Choctaw)	Simon
Branyon	Hain	McClendon (Chambers)	Solomon
Brassell	Haltom	McKay	Speaks
Brewer	Hanby	McLendon (Bullock)	Steagall
Brooks	Hardy	McNider	Stembridge
Brown (Lamar)	Harrison	Martin	Summerlin
Callahan	Hawkins	Mathews	Thomas
Cornett	Hodges	Mathison	Vacca
Cox	Holliman	Merrill	Ward
Dawkins	Huddleston	Money	Windle
Dement	Hunt	Murphy	

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### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Thomas to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 217, was adopted.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Dawkins	Hanby	Lee (Lawrence)
Adams (Jefferson)	Dement	Hardy	Locke (Choctaw)
Albea	DeSear	Harrison	Locke (Perry)
Ashworth	Dickson	Harvey	Love
Bassett	Edwards (Escambia)	Hawkins	McClendon (Chambers)
Boyd	Edwards (Jefferson)	Hodges	McKay
Bradford	Ferrell	Holliman	McLendon (Bullock)
Brannan	Franklin	Huddleston	McNider
Branyon	Gilchrist	Hunt	Martin
Brassell	Gilmer	Jenkins	Mathews
Brewer	Gist	Johnson (Elmore)	Mathison
Broadfoot	Goodwyn	Kelly	Merrill
Brooks	Gregory	Kendall	Money
Brown (Lamar)	Grouby	Kirkham	Murphy
Callahan	Hall	Lackey	Nettles
Cornett	Haltom	Lee (Barbour)	Nice

Nolen  
Oakley  
Oden  
Payne  
Perry  
Pirkle

Pruitt  
Reynolds  
Richardson  
Rodgers  
Simon  
Solomon

Speaks  
Steagall  
Stembridge  
Summerlin  
Taylor

Thomas  
Tyson  
Vacca  
Ward  
Windle

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And the bill:

H. 217. (with substitute). To provide for the acquisition of certain real estate by the Board of Trustees of the University of Alabama to be developed as a State Health Center, and to make an appropriation for that purpose.

Was taken up.

The question was upon the adoption of the substitute reported by the Standing Committee on Ways and Means, said committee substitute being as follows:

WAYS AND MEANS COMMITTEE  
SUBSTITUTE FOR H. B. 217

A BILL  
TO BE ENTITLED  
AN ACT

To provide for the acquisition of certain real estate by the Board of Trustees of the University of Alabama to be developed as a State Health Center, and to make an appropriation for that purpose.  
Be It Enacted by the Legislature of Alabama: :

Section 1. The Board of Trustees of the University of Alabama is hereby authorized to enter into a contract with the Federal Housing Administration or other federal agency or instrumentality to acquire the real estate consisting of ten and one-half city blocks known as the Medical Center Project of the Federal Housing Authority and lying to the west of the Medical Center of the University of Alabama in Jefferson County at a total cost of not exceeding two million seven hundred fifty six thousand six hundred dollars (\$2,756,600) and to develop such real estate as a State Health Center. The board shall have power and authority to execute a mortgage or deed of trust upon the property acquired or to be acquired, and such mortgage or deed shall be admitted to record without the payment of any tax or fees except the cost of recording as prescribed by law.

Section 2. The sum of one hundred thousand dollars (\$100,000) is hereby appropriated from any funds in the state treasury not otherwise appropriated to the use of the Board of Trustees of the University of Alabama for the purposes herein mentioned. The proceeds of any sale or lease of any part of the said real estate shall be used by said Board of Trustees solely for payment on the purchase price of the real estate. No payment on the purchase price of said real estate shall be made from any revenues or appropriations from the state not received during the fiscal year in which said payment is made. Any contract entered into by said Board of Trustees, under the terms of this act, shall not be a debt of the State of Alabama but shall be paid solely from current revenues and appropriations as aforesaid.

Section 3. All laws or parts of laws which conflict with this act are repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	Ferrell	Kaul	Oden
Albea	Franklin	Kelly	Payne
Ashworth	Gilchrist	Kirkham	Perry
Bassett	Gilmer	Lackey	Pirkle
Boyd	Gist	Lee (Barbour)	Pruitt
Bradford	Goodwyn	Lee (Lawrence)	Reynolds
Brannan	Gregory	Locke (Choctaw)	Richardson
Branyon	Grouby	Locke (Perry)	Rodgers
Brassell	Hain	McClendon (Chambers)	Selman
Brewer	Hall	McKay	Shumate
Broadfoot	Haltom	McLendon (Bullock)	Simon
Brooks	Hanby	McNider	Solomon
Brown (Lamar)	Hardy	Martin	Speaks
Callahan	Harrison	Mathews	Steagall
Cornett	Harvey	Mathison	Stembridge
Cox	Hawkins	Merrill	Summerlin
Dawkins	Hodges	Money	Taylor
Dement	Holliman	Murphy	Thomas
DeSear	Hunt	Nettles	Tyson
Dickson	Jenkins	Nice	Vacca
Edwards (Escambia)	Johnson (Elmore)	Nolen	Ward

—88

And said bill, H. 217, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Kelly	Oden
Adams (Jefferson)	Franklin	Kendall	Payne
Albea	Gilchrist	Kirkham	Perry
Ashworth	Gilmer	Lackey	Pirkle
Bassett	Gist	Lee (Barbour)	Pruitt
Boyd	Goodwyn	Lee (Lawrence)	Reynolds
Bradford	Gregory	Locke (Choctaw)	Richardson
Brannan	Grouby	Locke (Perry)	Rodgers
Branyon	Hain	Love	Selman
Brassell	Hall	McClendon (Chambers)	Shumate
Brewer	Haltom	McKay	Simon
Broadfoot	Hanby	McLendon (Bullock)	Solomon
Brooks	Hardy	McNider	Speaks
Brown (Lamar)	Harrison	Martin	Steagall
Callahan	Harvey	Mathews	Stembridge
Cornett	Hawkins	Mathison	Summerlin
Cox	Hodges	Merrill	Taylor
Dawkins	Holliman	Money	Thomas
Dement	Hunt	Murphy	Tyson
DeSear	Jenkins	Nettles	Vacca
Dickson	Johnson (Elmore)	Nice	Ward
Edwards (Escambia)	Johnson (Tallapoosa)	Nolen	Windle
Edwards (Jefferson)	Kaul	Oakley	

—91

And the bill:

H. 90. To amend Section 12, Title 51, Code of Alabama 1940, relating to Young Men's Christian Associations

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Gilchrist	Kendall	Oden
Adams (Jefferson)	Gilmer	Kirkham	Payne
Albea	Gist	Lackey	Perry
Ashworth	Goodwyn	Lee (Barbour)	Pirkle
Bassett	Gregory	Lee (Lawrence)	Pruitt
Boyd	Grouby	Locke (Choctaw)	Reynolds
Bradford	Hain	Locke (Perry)	Richardson
Brassell	Hall	McClendon (Chambers)	Selman
Brewer	Haltom	McKay	Shumate
Broadfoot	Hanby	McLendon (Bullock)	Simon
Brooks	Hardy	McNider	Solomon
Callahan	Harrison	Martin	Speaks
Cornett	Harvey	Mathews	Steagall
Cox	Hodges	Mathison	Stembridge
Dawkins	Holliman	Merrill	Summerlin
Dement	Hunt	Money	Taylor
DeSear	Jenkins	Murphy	Thomas
Dickson	Johnson (Elmore)	Nettles	Tyson
Edwards (Escambia)	Johnson (Tallapoosa)	Nice	Vacca
Edwards (Jefferson)	Kaul	Nolen	Ward
Ferrell	Kelly	Oakley	Windle
Franklin			

—85

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Callahan to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 245, was adopted.

Yeas 72; Nays 2.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kendall	Oakley
Adams (Jefferson)	Ferrell	Kirkham	Oden
Albea	Franklin	Lackey	Payne
Ashworth	Gilchrist	Lee (Lawrence)	Perry
Bassett	Gilmer	Locke (Choctaw)	Pirkle
Boyd	Gist	Locke (Perry)	Pruitt
Brannan	Gregory	Love	Reynolds
Branyon	Hain	McClendon (Chambers)	Richardson
Brassell	Hall	McKay	Selman
Brewer	Hanby	McLendon (Bullock)	Shumate
Brooks	Harrison	McNider	Simon
Brown (Lamar)	Hawkins	Martin	Speaks
Callahan	Hodges	Merrill	Steagall
Cornett	Holliman	Money	Stembridge
Dement	Hunt	Murphy	Summerlin
DeSear	Jenkins	Nettles	Taylor
Dickson	Johnson (Elmore)	Nice	Ward
Edwards (Escambia)	Kelly	Nolen	Windle

—72

Nays: Messrs. Bradford and Goodwyn

—2

And the bill:

H. 245. To amend further Section 753 of Title 51, Code of Alabama of 1940, which relates to the rate of sales tax.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 71; Nays 3.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kelly	Nolen
Adams (Jefferson)	Ferrell	Kendall	Oden
Albea	Franklin	Kirkham	Payne
Ashworth	Gilchrist	Lackey	Perry
Brannan	Gilmer	Lee (Lawrence)	Pirkle
Branyon	Gist	Locke (Choctaw)	Pruitt
Brassell	Gregory	Locke (Perry)	Reynolds
Brewer	Hall	Love	Richardson
Brooks	Haltom	McClendon (Chambers)	Selman
Brown (Lamar)	Hanby	McKay	Shumate
Callahan	Harrison	McLendon (Bullock)	Simon
Cornett	Hawkins	McNider	Speaks
Davis	Hodges	Martin	Steagall
Dawkins	Holliman	Merrill	Summerlin
Dement	Hunt	Money	Taylor
DeSear	Jenkins	Murphy	Vacca
Dickson	Johnson (Elmore)	Nettles	Windle
Edwards (Escambia)	Johnson (Tallapoosa)	Nice	

—71

Nays: Messrs. Bradford, Goodwyn and Rodgers

—3

And the bill:

H. 141. Relating to the destruction of public records; authorizing the State Treasurer to destroy cancelled state warrants which have been on file in his office for seven years or more, and to destroy the journals pertaining to such old warrants.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Harvey	Love
Albea	DeSear	Hawkins	McClendon (Chambers)
Ashworth	Dickson	Hodges	McKay
Bassett	Edwards (Jefferson)	Holliman	McLendon (Bullock)
Boyd	Ferrell	Huddleston	McNider
Bradford	Franklin	Hunt	Martin
Brannan	Gilchrist	Jenkins	Mathews
Branyon	Gilmer	Johnson (Elmore)	Mathison
Brassell	Gist	Johnson (Tallapoosa)	Merrill
Brewer	Gregory	Kelly	Murphy
Broadfoot	Grouby	Kirkham	Nettles
Brooks	Hall	Lackey	Nice
Brown (Lamar)	Haltom	Lee (Barbour)	Nolen
Callahan	Hanby	Lee (Lawrence)	Oakley
Cornett	Hardy	Locke (Choctaw)	Oden
Dawkins	Harrison	Locke (Perry)	Payne

Perry	Rodgers	Speaks	Thomas
Pirkle	Selman	Steagall	Vacca
Pruitt	Shumate	Stembridge	Ward
Reynolds	Simon	Summerlin	Windle
Richardson	Solomon	Taylor	

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration: By Messrs. Newton, Calvin, Givhan, Skidmore, Cantrell, Lamberth, Vann, Davis (Pickens), Hall, Bradford, Davis (Lowndes), Robison, Allen, Leonard, Grisham, Roberts, Little, Dyar, Yarbrough (Randolph), Tate, Flowers, Smith, Metcalf, Jones, Reeves, Cooper, Engelhardt, Yarbrough (Autauga), Van Antwerp, Goodwin, Moses, James, Boutwell, and Shelton:

S. J. R. 20. RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING, That a committee of two be named, one by the President of the Senate and one by the Speaker, to make arrangements for, and to invite the Honorable Ernest Vandiver, Lieutenant Governor of the State of Georgia, to address a joint session of the two houses of the Legislature of Alabama, at a time to be fixed by such committee.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Cornett the rules were suspended and the House concurred in and adopted the S. J. R. 20 set out in the above and foregoing Message from the Senate.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Gilmer	Locke (Choctaw)	Pirkle
Adams (Jefferson)	Gist	Locke (Perry)	Pruitt
Albea	Goodwyn	Love	Ramey
Ashworth	Hain	McClendon (Chambers)	Reynolds
Bassett	Hall	McKay	Richardson
Boyd	Haltom	McLendon (Bullock)	Rodgers
Bradford	Hanby	McNider	Selman
Branyon	Hardy	Martin	Shumate
Broadfoot	Harrison	Mathews	Simon
Brown (Lamar)	Hawkins	Mathison	Speaks
Callahan	Holliman	Merrill	Steagall
Dement	Jenkins	Murphy	Stembridge
DeSear	Johnson (Elmore)	Nettles	Summerlin
Dickson	Johnson (Tallapoosa)	Nice	Taylor
Edwards (Escambia)	Kelly	Nolen	Thomas
Edwards (Jefferson)	Kirkham	Oakley	Tyson
Ferrell	Lackey	Oden	Vacca
Franklin	Lee (Barbour)	Payne	Ward
Gilchrist	Lee (Lawrence)	Perry	Windle

—76

And the Speaker appointed as a committee on part of the House Mr. Cornett.

## BILLS ON THIRD READING RESUMED

H. 142. To provide for the voiding of State warrants outstanding at

the close of the fiscal year next following the fiscal year in which they were issued, and for the barring of the claims based thereon.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Franklin	Kelly	Oakley
Adams (Jefferson)	Gilchrist	Kendall	Oden
Albea	Gilmer	Kirkham	Payne
Ashworth	Gist	Lackey	Perry
Bassett	Goodwyn	Lee (Barbour)	Pirkle
Boyd	Gregory	Lee (Lawrence)	Pruitt
Bradford	Hain	Locke (Choctaw)	Ramey
Branyon	Hall	Locke (Perry)	Reynolds
Brassell	Haltom	Love	Richardson
Brewer	Hanby	McClendon (Chambers)	Selman
Broadfoot	Hardy	McKay	Shumate
Brooks	Harrison	McLendon (Bullock)	Simon
Brown (Lamar)	Harvey	McNider	Speaks
Callahan	Hawkins	Martin	Steagall
Cornett	Hodges	Mathews	Stembridge
Dawkins	Holliman	Mathison	Summerlin
Dement	Huddleston	Merrill	Taylor
DeSear	Hunt	Murphy	Thomas
Dickson	Jenkins	Nettles	Vacca
Edwards (Escambia)	Johnson (Elmore)	Nice	Ward
Edwards (Jefferson)	Johnson (Tallapoosa)	Nolen	Windle
Ferrell			

—85

### BILLS POSTPONED

On motion of Mr. Goodwyn, consideration of the bills, H. 143, H. 144 and H. 145, was postponed until the next legislative day.

Yeas 79; Nays 4.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kelly	Payne
Adams (Jefferson)	Edwards (Jefferson)	Kendall	Perry
Albea	Ferrell	Kirkham	Pirkle
Ashworth	Franklin	Lackey	Pruitt
Bassett	Gilchrist	Lee (Barbour)	Ramey
Boyd	Gilmer	Lee (Lawrence)	Richardson
Bradford	Gist	Locke (Choctaw)	Roberts
Branyon	Goodwyn	Locke (Perry)	Rodgers
Brassell	Hain	McClendon (Chambers)	Selman
Brewer	Hall	McKay	Shumate
Broadfoot	Haltom	McLendon (Bullock)	Simon
Brooks	Hanby	McNider	Speaks
Brown (Lamar)	Hardy	Martin	Steagall
Callahan	Harrison	Mathews	Stembridge
Cornett	Hawkins	Mathison	Summerlin
Davis	Hodges	Merrill	Taylor
Dawkins	Holliman	Money	Thomas
Dement	Huddleston	Murphy	Tyson
DeSear	Hunt	Nettles	Ward
Dickson	Jenkins	Nolen	

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Nays: Messrs. Gregory, Harvey, Love and Oden

—4

## BILLS POSTPONED

On motion of Mr. Speaks, consideration of the bills, H. 199 and H. 200, was postponed until the next legislative day.

Yeas 77; Nays 0.

Mr. Speaker	Franklin	Lackey	Perry
Adams (Jefferson)	Gilchrist	Lee (Barbour)	Pirkle
Albea	Gist	Lee (Lawrence)	Pruitt
Ashworth	Goodwyn	Locke (Choctaw)	Ramey
Bassett	Gregory	Locke (Perry)	Richardson
Boyd	Grouby	McClendon (Chambers)	Roberts
Bradford	Hall	McKay	Rodgers
Branyon	Haltom	McLendon (Bullock)	Selman
Brassell	Hanby	McNider	Simon
Brewer	Hardy	Martin	Solomon
Brooks	Harrison	Mathison	Speaks
Brown (Lamar)	Hodges	Merrill	Steagall
Callahan	Holliman	Money	Stembridge
Cornett	Hunt	Murphy	Summerlin
Dawkins	Jenkins	Nettles	Taylor
Dement	Johnson (Tallapoosa)	Nice	Thomas
DeSear	Kelly	Nolen	Vacca
Edwards (Escambia)	Kendall	Oakley	Ward
Edwards (Jefferson)	Kirkham	Payne	Windle
Ferrell			

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## CERTIFICATE OF CLERK

The House of Representatives:

I hereby certify that the House Joint Resolution hereinafter mentioned was delivered to the Executive Department on the date and hour named and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 10:30 A. M. On May 24, 1957

H. J. R. 13

Oakley Melton, Jr.  
Clerk.

## ADJOURNMENT

On motion of Mr. Davis the House adjourned until Tuesday, May 28, 1957, at twelve o'clock, noon.

Yeas 47; Nays 39.

Yeas:

Mr. Speaker	Dickson	Lackey	Pirkle
Albea	Edwards (Escambia)	Lee (Lawrence)	Ramey
Ashworth	Edwards (Jefferson)	Locke (Choctaw)	Reynolds
Bradford	Ferrell	Locke (Perry)	Richardson
Brassell	Franklin	Love	Rodgers
Brewer	Gilchrist	McClendon (Chambers)	Simon
Brooks	Gist	McNider	Solomon
Brown (Lamar)	Gregory	Martin	Taylor
Callahan	Grouby	Mathews	Tyson
Cornett	Harvey	Mathison	Ward
Davis	Jenkins	Murphy	Windle
DeSear	Kelly	Payne	

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*Nays:*

Messrs.:	Hain	Kendall	Perry
Adams ( <i>Jefferson</i> )	Haltom	Kirkham	Roberts
Bassett	Hanby	Lee ( <i>Barbour</i> )	Selman
Boyd	Hardy	McKay	Shumate
Branyon	Harrison	McLendon ( <i>Bullock</i> )	Speaks
Broadfoot	Hawkins	Merrill	Steagall
Dawkins	Hodges	Nettles	Stembridge
Dement	Holliman	Nice	Summerlin
Gilmer	Hunt	Nolen	Thomas
Goodwyn	Johnson ( <i>Tallapoosa</i> )	Oakley	Vacca

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## SEVENTH DAY

House of Representatives  
Montgomery, Alabama  
Tuesday, May 28, 1957

The House met pursuant to adjournment.

## PRAYER

The session was opened with prayer by Dr. Rex Turner, President, Alabama Christian College, Montgomery, Alabama.

## ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Edwards ( <i>Escambia</i> )	Kaul	Oden
Adams ( <i>Jefferson</i> )	Edwards ( <i>Jefferson</i> )	Kelly	Payne
Adams ( <i>Tallapoosa</i> )	Faulk	Kendall	Perry
Albea	Ferrell	Killough	Pirkle
Ashworth	Franklin	Kirkham	Pruitt
Bassett	Gilchrist	Lackey	Ramey
Boyd	Gilmer	Law	Reynolds
Bradford	Gist	Lee ( <i>Barbour</i> )	Richardson
Brannan	Goodwyn	Lee ( <i>Lawrence</i> )	Roberts
Branyon	Gregory	Locke ( <i>Choctaw</i> )	Rodgers
Brassell	Grouby	Locke ( <i>Perry</i> )	Selman
Brewer	Hain	Love	Shumate
Broadfoot	Hall	McClendon ( <i>Chambers</i> )	Simon
Brooks	Haltom	McKay	Solomon
Brown ( <i>Lamar</i> )	Hanby	McLendon ( <i>Bullock</i> )	Speaks
Brown ( <i>Lee</i> )	Hardy	McNider	Steagall
Burkhalter	Hare	Martin	Stembridge
Callahan	Harrison	Mathews	Stokes
Cornett	Harvey	Mathison	Summerlin
Cox	Hawkins	Merrill	Taylor
Crook	Hodges	Money	Thomas
Davis	Holliman	Murphy	Tyson
Dawkins	Huddleston	Nettles	Vacca
deGraffenried	Hunt	Nice	Ward
Dement	Jenkins	Nolen	Windle
DeSear	Johnson ( <i>Elmore</i> )	Oakley	Wood
Dickson	Johnson ( <i>Tallapoosa</i> )		

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A quorum was present.

## REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the Sixth legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

On motion of Mr. Hawkins, the reading at length of the Journal of the House for the Sixth legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the Sixth legislative day was approved.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Tallapoosa)	Nettles
Adams (Jefferson)	Edwards (Jefferson)	Kelly	Nice
Adams (Tallapoosa)	Ferrell	Kendall	Nolen
Albea	Franklin	Killough	Oakley
Ashworth	Gilchrist	Lackey	Oden
Bassett	Gilmer	Law	Payne
Boyd	Gist	Lee (Lawrence)	Perry
Bradford	Goodwyn	Locke (Choctaw)	Pirkle
Branyon	Hain	Love	Ramey
Brewer	Hall	McClendon (Chambers)	Reynolds
Brooks	Haltom	McKay	Rodgers
Brown (Lamar)	Hanby	McLendon (Bullock)	Shumate
Callahan	Hardy	McNider	Simon
Cornett	Hawkins	Martin	Speaks
Cox	Holliman	Mathews	Stembridge
Crook	Huddleston	Mathison	Stokes
Dawkins	Hunt	Merrill	Taylor
deGraffenried	Jenkins	Money	Vacca
Dement	Johnson (Elmore)	Murphy	Wood
Dickson			

—77

## BILLS ON SECOND READING

Mr. Wood, Chairman of the Standing Committee on Conservation, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 32. To authorize the Director of Conservation to enter into agreements of reciprocity with Conservation Commissioners and other proper officials of adjoining states concerning the catching or taking of fish. To provide a license tax for non-resident fishermen or citizens of adjoining states which have a reciprocal agreement with Alabama.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 146. To alter, rearrange and extend the boundaries of the City of Montgomery so as to include within the corporate limits thereof certain additional territory located in the North Half of Section 22, Township 16N, Range 18E, Montgomery County, Alabama.

H. 357. To regulate further the duties and compensation of members of the court of county commissioners, board of revenue or like governing body of all counties having a population of not less than 16,075 nor more than 16,475, according to the last or any subsequent federal decennial census.

H. 364. To amend further Act No. 691, S. 284, approved September 5, 1951 entitled "An Act To fix the compensation of court reporters, and providing for the payment thereof."

S. 156. To repeal Act No. 389, H. 988, approved September 9, 1955 (Acts of Alabama, 1955, Vol. II, p. 924), entitled "An Act Relating to Walker County; requiring certain purchases for the county or any office, department, board, agency or institution, thereof to be based on competitive bids; prescribing procedures for handling such bids and making such purchases; and prescribing penalties."

S. 161. Relating to Winston County; reorganizing the county government abolishing the Board of Revenue of Winston County, and creating in lieu thereof the Board of Finance and Control of Winston County; prescribing the power, authority, and jurisdiction of the Board of Finance and Control; providing for the selection, qualifications, terms, power, duties, and compensation of the members thereof; and to repeal conflicting laws.

### INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Messrs. Thomas, Cornett and Roberts:

H. 377. TO REGULATE TRADE PRACTICES IN THE BUSINESS OF INSURANCE BY DEFINING, OR PROVIDING FOR THE DETERMINATION OF, ALL SUCH PRACTICES IN THIS STATE WHICH CONSTITUTE UNFAIR METHODS OF COMPETITION OR UNFAIR OR DECEPTIVE ACTS OR PRACTICES; TO PROHIBIT THE SAME; TO PROVIDE FOR A DETERMINATION BY THE SUPERINTENDENT OF INSURANCE OF ANY VIOLATIONS OF THIS ACT AFTER A HEARING THEREON, WITH THE RIGHT OF REVIEW BY APPEAL TO THE CIRCUIT COURT OF MONTGOMERY COUNTY; TO PROVIDE A FINE FOR VIOLATING THE ORDERS OF THE SUPERINTENDENT OF INSURANCE; AND FOR OTHER PURPOSES.

Health.

By Messrs. Killough, Brown (Lee) and McLendon:

H. 378. Proposing an amendment to the Constitution relating to the issuance of bonds or other securities.

Ways and Means.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Albea, Ashworth, Harrison, Branyon, Money, Selman, Thomas, Roberts and Brown (Lamar):

H. 379. To propose an amendment to the Constitution of Alabama relative to the abridgement of the terms of office of elected county or municipal officers by the abolition of the office or otherwise.

Local Government.

The above bill was read a first time at length as required by the Constitution.

By Mr. Huddleston (with notice and proof):

H. 380. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Tuscumbia in Colbert County, Alabama.

Local Legislation No. 1.

Notice and Proof H. 380:

#### NOTICE OF INTENTION TO APPLY FOR LOCAL LAW

The Board of Commissioners of the City of Tuscumbia, Alabama, hereby gives notice that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To alter, rearrange, and extend the boundary lines and corporate limits of the City of Tuscumbia in Colbert County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundary lines and corporate limits of the City of Tuscumbia in Colbert County, Alabama, be and the same are hereby extended, altered and rearranged so as to include within the corporate limits of said city all of the following described territory:

#### DESCRIPTION

A tract of land, lying and being in Colbert County, State of Alabama, in Sections Numbered 7, 8 and 18, Township 4 South, Range 11 West, Huntsville Meridian, being all of the said Section 7 not now incorporated within the City Limits of the City of Tuscumbia, Alabama, all of the said Section 8 not now incorporated within the City Limits of the City of Tuscumbia, Alabama and all that portion of the said Section 18, lying and being North of the Northernmost Right-of-way line of U. S. Highway No. 72; said lands being more particularly described as follows, to-wit:

Beginning at the SW corner of the SE  $\frac{1}{4}$  of Section 7, T-4-S, R-11-W, Colbert County, Alabama, said point being the SW corner of the existing City Limits Line of the City of Tuscumbia Colbert County, Alabama; thence S87 degrees 53' E distance of 666.25 feet to the Northernmost line of U. S. Highway No. 72; thence S56 degrees 16'W, a distance of 313.37 feet to a point; thence S65 degree 25'W, a distance of 254 feet to a point; thence S24 degrees 35'E, a distance of 10 feet to a point. thence S65 degrees 25'W, a distance of 3082.90 feet to the point of intersection of the Northernmost Right-of-way line of U. S. Highway No. 72 and the West line of the said Section 18; thence NO degree 50'W, a distance of 1723.5 feet to the SW corner of Section 7, T-4-S, R-11-W; thence NO degree 32'W, a distance of 5260 feet to the NW corner of the said Section 7; T-4-S, R-11-W; thence S87 degree 51'E, a distance of 5287 feet to the NE corner of the said Section; said corner also being the NW corner of Section 8, T-4-S, R-11-W; thence N89 degrees 17'W, a distance of 1161 feet to a point on the Westernmost City Limits line of the City of Tuscumbia, Alabama; thence along the arc of a 4 degree 02' curve to the left, Southwesterly a distance of 253 feet to a point;

thence along the arc of a spiral to said 4 degree 02' curve a distance of 250 feet to a point;  
 thence S23 degrees 09'W, a distance of 2336 feet to the NE corner of the SE  $\frac{1}{4}$  of the said Section 7, T-4-S, R-11-W;  
 thence S3 degrees 14'E, a distance of 1318.56 feet to the NE corner of the SE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of said Section 7, T-4-S, A-11-W;  
 thence S87 degrees 21'W, a distance of 2615 feet to the NW corner of the SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of said Section 7, T-4-S, R-11-W;  
 thence, S3 degrees 14'E, a distance of 1318.56 feet to the point of beginning of the lands herein described.

Section 2. That this Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

CITY OF TUSCUMBIA, ALABAMA,  
 By: Lurline Cook, City Clerk.

STATE OF ALABAMA  
 COLBERT COUNTY

Before me, Lurline H. Cook, a Notary Public in and for said county in said state, personally appeared W. F. Miller, who, being by me first duly sworn, deposes and says that he is publisher of the Colbert County Reporter, a newspaper published in the City of Tuscumbia, Alabama, in Colbert County, Alabama; that the attached is a true, correct and complete copy of a Notice of Intention to Apply For Local Law as published in the issues of April 11, 1957, April 18, 1957, April 25, 1957, May 2, 1957 and May 9, 1957; that said newspaper has been so published in said city for a period of more than fifty-two (52) consecutive weeks prior to the date of said publication and has a general circulation in said city; and that said newspaper has been entered as second class mail matter in the United States Post Office in said city for a period of more than fifty-two (52) consecutive weeks prior to the date of said publication.

W. F. MILLER.

Sworn to and subscribed before me this 13th day of May, 1957.

LURLINE H. COOK,  
 Notary Public.

By Mr. Kendall:

H. 381. To amend Sections 36, 39, 40, 41, 54, 59, 71, 115, 117, 119, 140, 161, 162, 172, 188, 191, and 198 and to repeal Sections 48, 158, 159, 184, 185, 190, and 201, of Title 35, Code of Alabama 1940, as amended, all of which relate to military and naval affairs of the State of Alabama.

Military Affairs.

By Mr. Ferrell (with notice and proof):

H. 382. To allow the Sheriff of DeKalb County, Alabama two additional deputy sheriffs to those now provided by law, and to authorize the DeKalb County Commission to pay the salaries of same; to fix the salaries of said deputies and to make same payable out of the general funds of DeKalb County in monthly installments; to authorize the Sheriff's supervision and control of said deputies, and to provide for the appointment of same.

Local Legislation No. 1.

Notice and Proof H. 382:

#### NOTICE OF LOCAL BILL

Notice is hereby given that a bill will be introduced and an effort made to secure its enactment into law at the next regular session of the

Legislature of Alabama which convenes on May 7, 1957, in substance as follows:

A BILL  
TO BE ENTITLED  
AN ACT

To allow the Sheriff of DeKalb County, Alabama two additional deputy sheriffs to those now provided by law, and to authorize the DeKalb County Commission to pay the salaries of same, to fix the salaries of said deputies and to make payable out of the general funds of DeKalb County in monthly installments; to authorize the Sheriff's supervision and control of said deputies, and to provide for the appointment of same.

Be It Enacted by the Legislature of Alabama:

Section One: That the Sheriff of DeKalb County is hereby allowed two additional deputy sheriffs to those now provided by law, which deputies shall each receive a salary of not less than Two Thousand Four Hundred Dollars (\$2,400.00) nor more than Three Thousand Dollars (\$3,000.00) per annum, to be paid in twelve monthly equal installments out of the general funds of said County; that said deputies shall be eligible to perform the duties of Deputy Sheriff anywhere in said county.

Section Two: That the appointment of the deputy sheriffs are herein provided shall be made by the Sheriff of DeKalb County, and certified by him to the DeKalb County Commission or other Governing body of DeKalb County, and the salaries of said Deputy Sheriffs shall be fixed by the DeKalb County Commission as provided in this act. Said deputy Sheriffs shall serve at the pleasure of the Sheriff of DeKalb County.

Section Three: That on the first day of each month, the DeKalb County Commission or other like governing body of DeKalb County shall order a warrant drawn upon the general funds of DeKalb County, payable to each of such deputies as may be lawfully entitled thereto in accordance with the provisions hereof, for the monthly salary as may be due such deputy sheriff.

Section Four: Should any part, paragraph or section of this act be declared unconstitutional, the balance of said act shall not be effected thereby.

Section Five: This act shall be in full force and effect immediately upon its passage and approval by the Governor or upon it otherwise becoming a law.

4-25-41T

PUBLISHER'S CERTIFICATE

STATE OF ALABAMA        }  
COUNTY OF DEKALB       } ss:

Personally appeared before the undersigned, a Notary Public, within and for said County and State, Bobby R. Day, publisher of Fort Payne Journal, a newspaper published at Fort Payne, County of DeKalb, State of Alabama, who being duly sworn, states on oath that the notice, a true copy of which is hereto annexed, was published in said newspaper in its issues of 4/22, 4/29, 5/6, 5/13, 1957.

BOBBY R. DAY,  
Publisher.

Sworn to and subscribed before me this 25 day of May, 1957.

JOHN L. CROSS,  
Notary Public.

My Commission expires 1-4-58.

By Mr. Hawkins:

H. 383. To amend Section 25 of Title 51, Code of Alabama (1940), which relates to the taxation of corporate shares of stock.

Ways and Means.

By Mr. Edwards (Escambia) (with notice and proof):

H. 384. To provide for an additional deputy sheriff for Escambia County.

Local Legislation No. 1.

Notice and Proof H. 384:

### NOTICE

#### STATE OF ALABAMA COUNTY OF ESCAMBIA

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To provide for an additional deputy sheriff for Escambia County.

Be It Enacted by the Legislature of Alabama:

Section 1. The sheriff of Escambia County is hereby authorized to appoint a deputy sheriff in addition to his chief deputy and all other deputies heretofore provided for by law. He shall perform his duties and exercise authority in such manner as the sheriff may direct. His compensation shall be a salary of two hundred seventy-five dollars \$(275) a month, which shall be paid from the general fund of the county.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

MALCOLM EDWARDS,  
Representative,  
Escambia County. 49-4t

### PROOF OF PUBLICATION

#### STATE OF ALABAMA ESCAMBIA COUNTY

I, W. E. Brooks, owner and publisher of The Brewton Standard, hereby certify that the attached notice is a true and correct copy of notice published in said Brewton Standard once a week for 4 consecutive weeks, namely in the issues of May 2, 1957, May 9, 1957, May 16, 1957, May 23, 1957.

I further certify that the said Brewton Standard is a newspaper printed in the English language in Escambia County, Alabama; that said newspaper has a general circulation in the county in which it is published, and has been mailed under the second class mailing privilege of

the United States Post Office Department from the Post Office at Brewton, Alabama, where it is published, for more than 52 consecutive weeks.

W. E. BROOKS,  
By W. E. BROOKS, JR.

Subscribed and sworn to before me this 27 day of May, 1957.

HELEN G. AUGHTMAN,  
Notary Public, Escambia County, Ala.

By Mr. Edwards (Escambia) (with notice and proof):

H. 385. Relating to Escambia County: To increase the compensation of deputies sheriff of such county, and providing for the payment thereof.

Local Legislation No. 1.

Notice and Proof H. 385:

### NOTICE

#### STATE OF ALABAMA COUNTY OF ESCAMBIA

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Relating to Escambia County: To increase the compensation of deputies sheriff of such county, and providing for the payment thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. The chief deputy sheriff and each of the other deputies of the sheriff of Escambia County whose compensation is payable by the county shall each be entitled to receive the sum of thirty-five dollars (\$35) per month in addition to all other amounts prescribed by law which are payable from the county treasury, to be paid in the same maner and at the same time as their other compensation is paid. Provided that this Act shall not apply to any deputy of the sheriff who is employed or appointed pursuant to a local law enacted after May 7, 1957.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective on the first day of the month commencing after the date of this enactment.

MALCOLM EDWARDS,  
Representative,  
Escambia County. 49-4t

### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF ESCAMBIA

Before me, the undersigned authority in and for said County in said State, this day personally appeared William E. Brooks, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the THE BREWTON STANDARD, a news-



paper of general circulation published in Escambia County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2, May 9, May 16, and May 23, all in the year 1957.

WILLIAM E. BROOKS, JR.

Sworn to and subscribed before me May 23, 1957.

HELEN AUGHTMAN,  
Notary Public.

By Messrs. Edwards (Escambia), McKay, Payne, Wood, Brannan, Taylor and Love:

H. 386. To regulate further the sale, issuance, and redemption of trading stamps in the State of Alabama; and to provide that a cash redemption value of not less than one-tenth of one cent be printed on each such stamp; and to provide that unredeemed trading stamps shall escheat to the State; and to prescribe the power, duties, and authority of the Commissioner of Revenue in the administration and enforcement of the act.

Business and Labor.

By Messrs. Edwards (Escambia) and Law:

H. 387. To provide further for the operation of the county boards of equalization of all counties having a population of not less than 31,000 nor more than 35,000 inhabitants, according to the last or any subsequent federal decennial census; prescribing the compensation and expense allowance of the members of such boards, providing for the payment thereof and for the employment of a clerk-secretary by such board.

Local Legislation No. 1.

By Messrs. Ramey and Richardson (with notice and proof):

H. 388. Levying in Hale County, Alabama, additional special privilege or license taxes and excise taxes equalling thirty-three and one-third percentum of, and otherwise paralleling with like provisions in Hale County, such State taxes as are levied by the State of Alabama by Sections 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama and amendments thereto, except that only thirty-three and one-third percentum of the State Levy is hereby made and is to be collected hereunder in Hale County and providing for the collection thereof and providing that all such revenue arising from the levy herein made shall be used exclusively and solely for acquiring, providing or constructing school houses and related buildings necessary or convenient for public school purposes, and equipping, furnishing, or replacing any such building and acquiring sites therefor; or other capital outlay purposes for public schools within Hale County, Alabama.

Local Legislation No. 1.

Notice and Proof H. 388:

NOTICE OF INTENTION TO APPLY FOR PASSAGE  
OF LOCAL LAW

To Whom It May Concern:

In pursuance of the requirements of Section 106 of the Constitution of 1901, notice is hereby given that application will be made to the Legislature of Alabama, during the 1957 regular session thereof, which convenes on the first Tuesday in May, 1957, for the enactment of a local law in substance as follows:

A BILL  
TO BE ENTITLED  
AN ACT

Levying in Hale County, Alabama, additional special privilege or license taxes and excise taxes equalling thirty-three and one-third percentum of, and otherwise paralleling with like provisions in Hale County, such State taxes as are levied by the State of Alabama by Sections 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama and amendments thereto, except that only thirty-three and one-third percentum of the State Levy is hereby made and is to be collected hereunder in Hale County and providing for the collection thereof and providing that all such revenue arising from the levy herein made shall be used exclusively and solely for acquiring, providing or constructing school houses and related buildings necessary or convenient for public school purposes; and equipping furnishing, or replacing any such building and acquiring sites therefor; or other capital outlay purposes for public schools within Hale County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. In Hale County, Alabama, there is hereby levied in addition to all other taxes of every kind now imposed by law, and shall be collected as herein provided, a privilege or license tax against the person on account of the business activities and in the amount to be determined by the application of rates, against gross sales, or gross receipts, as the case may be, as follows (a) Upon every person, firm or corporation engaged, or continuing within Hale County, Alabama, in business of selling at retail any tangible personal property whatsoever, including merchandise, and commodities of every kind and character, (not including, however, bonds or other evidences of debt or stocks), an amount equal to one per cent of the gross proceeds of sales of the business except where a different amount is expressly provided herein. Provided, however, that any person engaging or continuing in business as a retailer and wholesaler or jobber shall pay the tax required on the gross proceeds of retail sales of such business at the rates specified, when his books are kept so as to show separately the gross proceeds of sales of each business, and when his books are not so kept he shall pay the tax as retailer, on the gross sales of the business. (b) Upon every person, firm or corporation engaged, or continuing within Hale County, Alabama, in the business of conducting, or operating places of amusement or entertainment, billiard and pool rooms, bowling alleys, amusement devices, musical devices, theatres, opera houses, moving picture shows, vaudeville, amusement parks, athletic contests, including wrestling matches, prize fights, boxing, and wrestling exhibitions, football and baseball games, (including athletic contests conducted by or under the auspices of any educational institution, or any athletic association thereof, or other association, whether such institution or association be denominational, a state, county, or city school, or other institution, association or school), skating rinks, race tracks, golf courses, or any other place at which any exhibition, display, amusement or entertainment is offered to the public or place or places where an admission fee is charged, including public bathing places, public dance halls of every kind and description, conducted or carried on within Hale County, Alabama, an amount equal to one per cent of the gross receipts of any such business. (c) Upon every person, firm or corporation engaged or continuing within Hale County, Alabama, in the business of selling any automotive vehicles, an amount equal to one-third of one per cent of the gross proceeds of the sale of said automotive vehicle. (d) The tax levied in Section One hereof shall be subject to all the exemptions, definitions, proceedings, rules, regulations, requirements, provisions, penalties, fines, and punishments and deductions set out in Section 752 through Section 786 and Article 10 of Chapter

20 of Title 51 of the Code of Alabama, and amendments thereof, except where inapplicable or where herein otherwise provided, all of which are adopted and made a part hereof by reference, including the provisions for the enforcement and collection thereof.

Section 2. (a) In Hale County, Alabama, an excise tax is hereby imposed on the storage, use or other consumption in Hale County, Alabama, of tangible personal property purchased at retail on or after effective date of this act, for storage, use or consumption in Hale County, Alabama, at the rate of one per cent of the sales price of such property, except as provided in subsection (b) of this section. (b) In Hale County, Alabama, an excise tax is hereby imposed on the storage, use or other consumption in Hale County, Alabama, of any automotive vehicle purchased at retail on or after the effective date of this act, for storage, use or other consumption in Hale County, Alabama, at the rate of one-third of one per cent of the sale price of such automotive vehicle. Every person storing, using or otherwise consuming in Hale County, Alabama, tangible personal property purchased at retail shall be liable for the tax imposed hereby, and the liability shall not be extinguished until the tax has been paid; provided, however, that a receipt from a retailer maintaining a place of business in Hale County, Alabama, showing the payment of said tax shall be sufficient to relieve the purchaser from further liability for a tax to which such receipt may refer. (c) The tax levied in Section Two hereof, shall be subject to all the definitions, exceptions, proceedings, requirements, rules, regulations, provisions, penalties, fines, and punishments and deductions set out in Section 787 through Section 811 and Article 11 of Chapter 20 of Title 51 of the Code of Alabama, and amendments thereto, except where inapplicable or where herein otherwise provided, all of which are adopted and made a part hereof by reference, including the provisions for the enforcement and collection thereof.

Section 3. The taxes as herein levied, together with the interest and penalties imposed by this Act, shall be a lien upon the property of any person, firm or corporation due said taxes under the provisions of this Act, and all of the provisions of the revenue laws of the State of Alabama applying to or with reference to the enforcement of liens for license taxes due the State of Alabama shall apply fully to the collection of the taxes herein levied, and the State Department of Revenue for the use and benefit of the Hale County Board of Education, shall collect or enforce said taxes in the manner and form therein provided, and as further provided in Section 4 hereof.

Section 4. The taxes herein levied shall be collected by the Department of Revenue of this State at the same time and along with the collection by such Department of Revenue of taxes levied and collected for the State of Alabama under Sections 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama and amendments thereto, and all reports now required to be made to the Commissioner of Revenue of the State of Alabama shall, on request of the Department of Revenue of Alabama, be available for inspection by the Chairman of the Hale County, Alabama, Board of Education, or his designated agent, at reasonable times during the business hours. The State Department of Revenue shall prepare and distribute such reports, forms and other information as may be necessary for the collection of the additional taxes levied herein, and shall have all the authority and duties in connection with such additional taxes as are now given by law to the said Department of Revenue for the collection of State Sales and Use Taxes under Section 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama and amendments thereto. It shall be the duty of the Commissioner of Revenue of the State of Alabama, to pay into the State Treasury of Alabama all collections of taxes made

hereunder, and on or before the first day of the following month such Commissioner of Revenue of the State of Alabama shall certify to the State Treasurer the amount of special taxes levied and collected under this Act for the use and benefit of the Hale County, Alabama, Board of Education during the calendar month immediately preceding the making of such certificate to the State Treasurer, whereupon it shall be the duty of the State Treasurer to issue his warrant on the State Treasury, payable to the custodian of the public school funds of Hale County for the amount so certified by the Commissioner of Revenue as having been collected for the use and benefit of the Hale County Board of Education and paid into the State Treasury. The State Department of Revenue shall charge the Hale County Board of Education for collecting said special taxes herein levied a percentage of said taxes to be computed on the basis that the total cost of collecting the State Sales and Use Taxes bears to the total of said State Sales and Use Taxes collected for each fiscal year ending September 30th. Such charge for collecting said special taxes shall be deducted once each year from the special sales and special use taxes collected in the month of September of each year before certifying the amount of special sales and special use taxes due the Hale County Board of Education for said month.

Section 5. The taxes imposed hereby shall be in addition to all other licenses and taxes levied by law as a condition precedent to engage in any business taxable hereunder in Hale County, Alabama, except as herein otherwise specifically provided.

Section 6. The taxes herein levied shall be due and collectable at the times and manner and as set out in Section 752 through Section 811 and in Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama, and all of the methods and provisions given to the State of Alabama as to the collection of said taxes under the provisions of Section 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama, and amendments thereto, are given hereby to Hale County, Alabama, and to the State Department of Revenue of Alabama for Hale County Board of Education's use, as to the taxes hereby levied.

Section 7. All revenue arising from the taxes herein levied shall be used exclusively and solely for acquiring, providing or constructing school houses and related buildings necessary or convenient for public school purposes, and equipping, furnishing, or replacing any such building and acquiring sites therefor; or other capital outlay purposes for public schools within Hale County, Alabama.

Section 8. All laws and parts of laws in conflict with any provision of this Act are hereby repealed.

Section 9. If any section, clause or provision of this Act shall be, or declared to be, invalid, this shall not affect any other section, clause or provision hereof not in itself invalid.

Section 10. This Act shall become effective upon the first day of the month following its passage and approval by the Governor. 5-2-4c

STATE OF ALABAMA  
COUNTY OF HALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Willie Jean Arrington, who, being by me first duly sworn, deposes and says that she is the acting Editor and Publisher of the Greensboro Watchman, a newspaper of general circulation published in Hale County, Alabama, and that during the time mentioned the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said no-

tice having appeared in the issues of said paper on May 2, May 9, May 16 and May 23 all in the year 1957.

WILLIE JEAN ARRINGTON.

Sworn to and subscribed before me this May 27, 1957.

SHELLEY HOGGLE,  
Notary Public, Hale County, Alabama.

By Mr. Richardson:

H. 389. To amend Section 19 of Title 42 of the Code of Alabama of 1940 by providing that a jury pass upon the question of probation in certain felony cases.

Judiciary.

By Messrs. Stembridge, Davis, Oden, Branyon and Dement:

H. 390. To amend Section 613 of Title 51, Code of Alabama (1940), which relates to the license on Vending Machines.

Ways and Means.

By Mr. Stembridge (with notice and proof):

H. 391. To authorize and direct the Board of Education of Houston County to determine and fix the annual salary to be paid the Superintendent of Education, commencing at the beginning of the next term of office.

Local Legislation No. 1.

Notice and Proof H. 391:

NOTICE OF INTENTION TO APPLY TO THE LEGISLATURE  
OF ALABAMA, AT ITS NEXT REGULAR SESSION, FOR  
THE PASSAGE OF A LOCAL ACT

Notice is hereby given that an application will be made to the Legislature of Alabama, at its next regular session, for the passage of the following identified local act, viz:

AN ACT

To authorize and direct the Board of Education of Houston County to determine and fix the annual salary to be paid the Superintendent of Education, commencing at the beginning of the next term of office.

Be It Enacted by the Legislature of Alabama:

Section 1. The Board of Education of Houston County is hereby authorized and directed to determine and fix the annual salary of the Superintendent of Education, commencing at the beginning of the next term of office.

Section 2. All laws and parts of laws, general or local, in conflict with any of the provisions of this act are hereby expressly repealed.

Section 3. This act shall become effective upon its passage by the Legislature and its approval by the Governor, or when it may otherwise become law.

Dated this the 15 day of April, 1957.

HOUSTON COUNTY BOARD OF EDUCATION  
By: L. J. Thomas, President

April 16, 23, 30, May 7, 1957

**STATE OF ALABAMA  
HOUSTON COUNTY**

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. T. Lane, Jr., who is known to me and who, being by me first duly sworn, deposes and says: That he is General Manager of The Dothan Eagle, a newspaper published at Dothan, in Houston County, Alabama, and that a copy of the attached advertisement appeared once a week for 4 successive weeks, on the following dates: April 16, 23, 30, May 7, 1957; in The Dothan Eagle, which said Dothan Eagle has a general circulation in the County in which it is published, and has been mailed under the second class mailing privileges of the United States Post Office Department from the post office where it is published for more than fifty-two (52) consecutive weeks prior to this publication.

J. T. LANE, JR.

Sworn to and subscribed before me on this 9th day of May, 1957.

B. WALLACE MILLER,  
Notary Public.

By Mr. Stembridge:

H. 392. Proposing an amendment of Sections 50 and 198 of the Constitution to provide for each county created after the ratification of the 1901 Constitution one member of the house of representatives for every forty-five thousand inhabitants or fractional part thereof.

Constitution and Elections.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Brown (Lamar), Oden and Branyon:

H. 393. To make an appropriation for each of the fiscal years ending September 30, 1958 and September 30, 1959 to The Armory Commission of Alabama to be used in providing necessary armory facilities for Alabama National Guard and Air National Guard units, including the matching of Federal funds made available to the State for such purpose and including the improvement and equipping of armories therefor.

Ways and Means.

By Mr. Dement (with notice and proof):

H. 394. Relating to Limestone County: To levy additional special privilege or license taxes and excise taxes paralleling, with like provisions in the county, such state taxes as are levied by the State of Alabama by Section 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51, Code of Alabama (1940), and amendments and additions thereto, in an amount equal to thirty-three and one-third per cent of the state levy; providing for the enforcement and collection of the tax and the distribution of the proceeds thereof; and prescribing the purposes for which such proceeds may be used.

Local Legislation No. 1.

Notice and Proof H. 394:

**STATE OF ALABAMA  
COUNTY OF LIMESTONE**

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Limestone County: To levy additional special privilege or license taxes and excise taxes paralleling, with like provisions in the county, such state taxes as are levied by the State of Alabama by Section 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51, Code of Alabama (1940), and amendments and additions thereto, in an amount equal to thirty-three and one-third per cent of the state levy; providing for the enforcement and collection of the tax and the distribution of the proceeds thereof; and prescribing the purposes for which such proceeds may be used.

Be It Enacted by the Legislature of Alabama:

Section 1. In Limestone County there is hereby levied, in addition to all other taxes of every kind now imposed by law, and shall be collected as herein provided, special county privileges or license taxes and excise taxes paralleling, with like provisions in the county, such state taxes as are levied by the State of Alabama by Section 752 through Section 811 and Articles 10 and 11 of Chapter 20, Title 51, Code of Alabama (1940), and amendments and additions thereto, in an amount equal to thirty-three and one-third per cent of the state levy, as follows:

(1) A privilege or license tax against the person on account of the business activities and in the amount to be determined by the application of rates against the gross sales, or gross receipts, as the case may be, as follows:

(a) Upon every person, firm or corporation engaged, or continuing within Limestone County in business of selling at retail any tangible personal property whatsoever, including merchandise and commodities of every kind and character, (not including, however, bonds or other evidences of debts or stocks), an amount equal to one per cent of the gross proceeds of sales of the business except where a different amount is expressly provided herein. Provided, however, that any person engaging or continuing in business as a retailer and wholesaler or jobber shall pay the tax required on the gross proceeds of retail sales of such business at the rates specified, when his books are kept so as to show separately the gross proceeds of sales of each business, and when his books are not so kept he shall pay the tax as a retailer, on the gross sales of the business.

(b) Upon every person, firm or corporation engaged, or continuing within Limestone County, in the business of conducting, or operating, places of amusement or entertainment, billiard and pool rooms, bowling alleys, amusement devices, musical devices, theaters, opera houses, moving picture shows, vaudevilles, amusement parks, athletic contests, including wrestling matches, prize fights, boxing and wrestling exhibitions, football and baseball games, (including athletic contests conducted by or under the auspices of any educational institution within the county, or any athletic association thereof, or other association whether such institution or association be a denominational, a state, a county, or a municipal institution or association or a state, county, or city school, or other institution, association or school), skating rinks, race tracks, golf courses, or any other place at which any exhibition, display, amusement or entertainment is offered to the public or place or places where an admission fee is charged, including public bathing places, public dance halls of every kind and description within Limestone County, an amount equal to one per cent of the gross receipts of any such business.

(c) Upon every person, firm or corporation engaged or continuing within Limestone County in the business of selling any automotive vehicle or truck trailer and semi-trailer, an amount equal to one-third of one per cent of the gross proceeds of the sale of such automotive vehicle, truck trailer and semi-trailer.

(d) Upon every person, firm, or corporation engaged or continuing within Limestone County in the business of selling any used automobile vehicle or truck trailer or semi-trailer, where such vehicles are bought for the purpose of resale, an amount equal to one-third of one per cent of the gross proceeds of the sale of said automotive vehicles or truck trailer and semi-trailer; provided, however, this subsection shall not apply to the sale of any used automotive vehicle or truck trailer or semi-trailer where it was acquired as part of the consideration for the sale, trade, or exchange, in the county of any new or used motor vehicle, truck trailer or semi-trailer.

(2) (a) An excise tax on the storage, use, or other consumption in Limestone County of tangible personal property purchased at retail on or after the effective date of this Act for storage, use, or other consumption in the county at the rate of one per cent of the sales price of such property, regardless of whether the retailer is or is not engaged in the business in the county, except as provided below in paragraph (b) of this subsection.

(b) An excise tax on the storage, use, or other consumption in Limestone County of any new or used automotive vehicle, truck trailer, or semi-trailer purchased at retail on or after the effective date of this Act for storage, use, or other consumption in the county at the rate of one-third of one per cent of the sales price of such automotive vehicles, truck trailer, or semi-trailer.

(c) Every person storing, using, or otherwise consuming in Limestone County tangible personal property purchased at retail after the effective date of this Act shall be liable for the tax, and the liability shall not be extinguished until the tax has been paid as provided for by this Act; provided, however, that a receipt from a retailer maintaining a place of business in Limestone County showing the payment of such tax shall be sufficient to relieve the purchaser from further liability for a tax to which such receipt may refer.

Section 2. The taxes provided for in Section 1 of this Act shall be subject to all definitions, exceptions, proceedings, requirements, rules, regulations, provisions, penalties, fines, punishments, and deductions as are applicable to the state sales and use taxes levied under Section 752 through Section 811 and Articles 10 and 11 of Chapter 20, Title 51, Code of Alabama (1940), and all acts now or hereafter amendatory thereof or supplementary thereto, except where inapplicable or where herein otherwise provided, all of which are adopted and made a part hereof by reference, including the provisions for the enforcement and collection of the taxes.

Section 3. All taxes imposed by this Act, together with such interest and penalties as may be imposed herein, shall be a lien upon the property of any person, firm or corporation due to pay such taxes under the provisions of this Act, and all of the provisions of the revenue laws of the State of Alabama applying to, or with reference to, the enforcement of liens for license taxes due the State of Alabama shall apply fully to the collection of the taxes imposed by this Act, and the State Department of Revenue, for the use and benefit of Limestone County, shall collect or enforce such taxes in the manner and form therein provided, and as further provided in Section 4 hereof.



Section 4. The taxes imposed by this Act shall be collected by the State Department of Revenue at the same time and along with the collection by the department of taxes levied and collected for the State of Alabama under Section 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51, Code of Alabama (1940), and amendments thereto, and all reports now required to be made to the Commissioner of Revenue of the State of Alabama shall, on request of the Department of Revenue, be available for inspection by the chairman of the county governing body of Limestone County, or his designated agent, at reasonable times during business hours. The State Department of Revenue shall prepare and distribute such reports, forms, and other information as may be necessary for the collection of the additional taxes herein imposed, and shall have all the authority and duties in connection with such additional taxes as are now given by law to the department for the collection of state sales and use taxes under Section 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51, Code of Alabama (1940), and amendments thereto. It shall be the duty of the Commissioner of Revenue to pay into the State Treasury all collections of taxes made hereunder, and on or before the first day of the following month of Commissioner of Revenue shall certify to the State Comptroller the amount of special taxes levied and collected under the authority of this Act for the use and benefit of Limestone County during the calendar month immediately preceding the making of such certificate to the State Treasurer; whereupon it shall be the duty of the State Comptroller to issue his warrant on the State Treasury, payable to the custodian of the county school funds of Limestone County for the amount so certified by the Commissioner of Revenue as having been collected for the use and benefit of Limestone County and paid into the State Treasury. The State Department of Revenue shall charge Limestone County for collecting the taxes levied by this Act a percentage of the taxes to be computed on the basis that the total cost of collecting the State's sales and use taxes bears to the total of state sales and use taxes collected for each fiscal year ending September 30th. Such charge for collecting such taxes shall be deducted once each year from the special sales and special use taxes collected in the month of September of each year before certifying the amount of special sales and special use taxes due Limestone County for such month.

Section 5. The taxes imposed by this Act shall be in addition to all other licenses and taxes levied by law as a condition precedent to engage in any business taxable hereunder in Limestone County, except as herein otherwise specifically provided.

Section 6. The taxes levied by this Act shall be due and collectible at the same times and manner as the state sales and use taxes, and as set out in Section 752 through Section 811 and in Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama (1940); and all of the methods and provisions given to the State of Alabama as to the collection of such taxes under the provisions of Section 752 through 811 and Articles 10 and 11 of Chapter 20 of Title 51, Code of Alabama (1940), and amendments thereto, are given hereby to Limestone County, and to the State Department of Revenue for Limestone County's use, as to the taxes levied by this Act.

Section 7. The proceeds of the taxes imposed by this Act, when paid to the custodian of the county school funds of Limestone County, as provided in Section 4 of this Act, shall be apportioned and used in the following manner. The custodian of the county school funds of Limestone County shall apportion such proceeds between the county board of education of Limestone County and the city board of education of the City of Athens, Limestone County, on a pro rata basis in proportion to the number of pupils in average daily attendance at school under the jurisdiction of each such board. The amount of such proceeds as are appor-

tioned to the city board of education of the City of Athens shall be used by such board exclusively for public school purposes. The amount of such proceeds as are apportioned to the county board of education of Limestone County shall be used by such board for the creation of a sinking fund for the retirement of capital improvement bonds issued under the authority of special legislation enacted at the current session of the Legislature. After all such bonds have been retired the county board of education shall use its pro rata share of such proceeds for the purchase of new school buses and for the construction, maintenance, repair, and equipment of the school buildings and grounds in the public school system of the county.

Section 8. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 9. All laws or parts of laws which conflict with this Act are repealed.

Section 10. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

James M. Dement, Member  
State Legislature  
Limestone County

M23

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was editor of the Alabama Courier, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2, May 9, May 16, and May 23, all in the year 1957.

STEELE MCGREW.

Sworn to and subscribed before me May 25, 1957.

LOLA L. ORR,  
Notary Public.

By Mr. Dement (with notice and proof):

H. 395. Relating to Limestone County: To amend Act No. 69, S. 262, approved June 14, 1949 (Acts of Alabama, 1949, p. 91), entitled "An Act Relating to Limestone County: To fix the compensation of the Chairman of the Board of Revenue of Limestone County."

Local Legislation No. 1.

Notice and Proof H. 395:

#### STATE OF ALABAMA COUNTY OF LIMESTONE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Limestone County: To amend Act No. 69, S. 262, approved June 14, 1949 (Acts of Alabama, 1949, p. 91), entitled "An Act Relating to Limestone County: To fix the compensation of the Chairman of the Board of Revenue of Limestone County."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 69, S. 262, approved June 14, 1949 (Acts of Alabama, 1949, p. 91), entitled "An Act Relating to Limestone County: To fix the compensation of the Chairman of the Board of Revenue of Limestone County," is amended to read as follows:

"Section 1. The annual salary of the chairman of the Board of Revenue of Limestone County shall be payable in equal monthly installments as the salaries of county employees are paid, and the amount thereof shall be governed by the gross assessed valuation of property, real and personal, tangible and intangible, in Limestone County, as shown by the records of the tax assessor of Limestone County, as follows: When the tax assessor's records show that the gross assessed valuation of such property for the tax year ending on the 30th day of September of any year was less than eleven million dollars (\$11,000,000) the salary of the chairman of the Board of Revenue for the year beginning on the first day of the next January shall be three thousand six hundred dollars (\$3,600); when these records show the gross assessed valuation is eleven million dollars (\$11,000,000) or more but less than eleven million two hundred fifty thousand dollars (\$11,250,000) the salary of the chairman of the Board of Revenue for the year beginning on the first day of the next January shall be three thousand eight hundred dollars (\$3,800); when these records show the gross assessed valuation is eleven million two hundred fifty thousand dollars (\$11,250,000) or more but less than eleven million five hundred thousand dollars (\$11,500,000) the salary of the chairman of the Board of Revenue for the year beginning on the first day of the next January shall be four thousand dollars (\$4,000); when these records show the gross assessed valuation is eleven million five hundred thousand dollars (\$11,500,000) or more but less than twelve million dollars (\$12,000,000) the salary of the chairman of the Board of Revenue for the year beginning on the first day of the next January shall be four thousand two hundred dollars (\$4,200); when these records show the gross assessed valuation is twelve million dollars (\$12,000,000) or more but less than twelve million five hundred thousand dollars (\$12,500,000) the salary of the chairman of the Board of Revenue for the year beginning on the first day of the next January shall be four thousand eight hundred dollars (\$4,800); when these records show the gross assessed valuation is twelve million five hundred thousand dollars (\$12,500,000) or more but less than thirteen million dollars (\$13,000,000) the salary of the chairman of the Board of Revenue for the year beginning on the first day of the next January shall be five thousand four hundred dollars (\$5,400); when these records show the gross assessed valuation is thirteen million dollars (\$13,000,000) or more but less than thirteen million five hundred thousand dollars (\$13,500,000) the salary of the chairman of the Board of Revenue for the year beginning on the first day of the next January shall be six thousand dollars (\$6,000); when these records show the gross assessed valuation is thirteen million five hundred thousand dollars (\$13,500,000) or more but less than fourteen million dollars (\$14,000,000) the salary of the chairman of the Board of Revenue for the year beginning on the first day of the next January shall be six thousand five hundred dollars (\$6,500); and when these records show the gross assessed valuation is fourteen million dollars (\$14,000,000) or

more the annual salary of the chairman of the Board of Revenue for the succeeding calendar year shall be seven thousand dollars (\$7,000)."

James M. Dement, Member  
State Legislature  
Limestone County M23

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was editor of the Alabama Courier, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2, May 9, May 16, and May 23, all in the year 1957.

STEELE MCGREW.

Sworn to and subscribed before me May 25, 1957.

LOLA L. ORR,  
Notary Public.

By Mr. Dement (with notice and proof):

H. 396. Relating to Limestone County: To amend further Act No. 120, S. 210, approved July 17, 1947 (Local Acts of Alabama, 1947, p. 78), entitled "An Act To change the method of compensating the Tax Collector of Limestone County, placing such officer on a salary basis, and providing for the administration of his office on that basis."

Local Legislation No. 1.

Notice and Proof H. 396:

#### STATE OF ALABAMA COUNTY OF LIMESTONE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Relating to Limestone County: To amend further Act No. 120, S. 210, approved July 17, 1947 (Local Acts of Alabama, 1947, p. 78), entitled "An Act To change the method of compensating the Tax Collector of Limestone County, placing such officer on a salary basis, and providing for the administration of his office on that basis."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 120, S. 210, approved July 17, 1947 (Local Acts of Alabama, 1947, p. 78), entitled "An Act To change the method of compensating the Tax Collector of Limestone County, placing such officer on a salary basis, and providing for the administration of his office on that basis," as amended, is amended further to read as follows:

"Section 1. The Tax Collector of Limestone County shall be paid a salary in lieu of any other compensation or remuneration for the performance of his duties, except that he shall be entitled to receive for his own use the fees, commissions, and percentages provided by law for collecting taxes on behalf of municipalities within the county. All other fees, commissions, and percentages heretofore collectible for the tax collector's own use shall be collected and paid into the general funds of the county. The tax collector's salary shall be paid out of the general fund of the county in equal monthly installments as the salaries of county employees are paid. The annual salary of the tax collector shall be governed by the gross assessed valuation of property, real and personal, tangible and intangible, in Limestone County, as shown by the records of the tax assessor of Limestone County, as follows: When the tax assessor's records show that the gross assessed valuation of such property for the tax year ending on the 30th day of September of any year was less than eleven million dollars (\$11,000,000) the salary of the tax collector for the year beginning on the first day of the next January shall be three thousand six hundred dollars (\$3,600); when these records show the gross assessed valuation is eleven million dollars (\$11,000,000) or more but less than eleven million two hundred fifty thousand dollars (\$11,250,000) the salary of the tax collector for the year beginning on the first day of the next January shall be three thousand eight hundred dollars (\$3,800); when these records show the gross assessed valuation is eleven million two hundred fifty thousand dollars (\$11,250,000) or more but less than eleven million five hundred thousand dollars (\$11,500,000) the salary of the tax collector for the year beginning on the first day of the next January shall be four thousand dollars (\$4,000); when these records show the gross assessed valuation is eleven million five hundred thousand dollars (\$11,500,000) or more but less than twelve million dollars (\$12,000,000) the salary of the tax collector for the year beginning on the first day of the next January shall be four thousand two hundred dollars (\$4,200); when these records show the gross assessed valuation is twelve million dollars (\$12,000,000) or more but less than twelve million five hundred thousand dollars (\$12,500,000) the salary of the tax collector for the year beginning on the first day of the next January shall be four thousand eight hundred dollars (\$4,800); when these records show the gross assessed valuation is twelve million five hundred thousand dollars (\$12,500,000) or more but less than thirteen million dollars (\$13,000,000) the salary of the tax collector for the year beginning on the first day of the next January shall be five thousand four hundred dollars (\$5,400); when these records show the gross assessed valuation is thirteen million dollars (\$13,000,000) or more but less than thirteen million five hundred thousand dollars (\$13,500,000) the salary of the tax collector for the year beginning on the first day of the next January shall be six thousand dollars (\$6,000); when these records show the gross assessed valuation is thirteen million five hundred thousand dollars (\$13,500,000) or more but less than fourteen million dollars (\$14,000,000) the salary of the tax collector for the year beginning on the first day of the next January shall be six thousand five hundred dollars (\$6,500); and when these records show the gross assessed valuation is fourteen million dollars (\$14,000,000) or more the annual salary of the tax collector for the succeeding calendar years shall be seven thousand dollars (\$7,000)."

Section 2. Section 2 of said Act No. 120, S. 210, approved July 17, 1947, as amended, is amended further to read as follows:

"Section 2. The tax collector may employ a clerk, whose salary shall be fixed by him at not less than one thousand two hundred dollars (\$1,200) nor more than two thousand four hundred dollars (\$2,400) per annum. The salary of the clerk shall be paid by the county in the same manner as the salaries of other county employees are paid. The tax col-

lector shall not employ such clerk unless he shall file on or before October 1 of each year his affidavit showing a necessity for such employee during the ensuing year."

James M. Dement, Member  
State Legislature  
Limestone County

M23

### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was editor of the Alabama Courier, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2, May 9, May 16, and May 23, all in the year 1957.

STEELE MCGREW.

Sworn to and subscribed before me May 25, 1957.

LOLA L. ORR,  
Notary Public.

By Mr. Dement (with notice and proof):

H. 397. Relating to Limestone County: To amend further Act No. 355, H. 757, approved August 17, 1953 (Acts of Alabama, 1953, p. 423), entitled "An Act Relating to Limestone County: To fix the compensation of the Sheriff of Limestone County and to provide for deputy sheriffs and the compensation thereof, to provide for the feeding of prisoners in Limestone County and regulating the operation of the office of the Sheriff of Limestone County, Alabama, and to repeal all laws in conflict herewith and to provide for the effective date of this act."

Local Legislation No. 1.

Notice and Proof H. 397:

#### STATE OF ALABAMA COUNTY OF LIMESTONE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Relating to Limestone County: To amend further Act No. 355, H. 757, approved August 17, 1953 (Acts of Alabama, 1953, p. 423), entitled "An Act Relating to Limestone County: To fix the compensation of the Sheriff of Limestone County and to provide for deputy sheriffs and the compensation thereof, to provide for the feeding of prisoners in Limestone County and regulating the operation of the office of the Sheriff of Limestone County, Alabama, and to repeal all laws in conflict herewith and to provide for the effective date of this act."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 3 of Act No. 355, H. 757, approved August 17, 1953 (Acts of Alabama, 1953, p. 423), entitled "An Act Relating to Limestone County: To fix the compensation of the Sheriff of Limestone County and to provide for deputy sheriffs and the compensation thereof, to provide for the feeding of prisoners in Limestone County and regulating the operation of the office of the Sheriff of Limestone County, Alabama, and to repeal all laws in conflict herewith and to provide for the effective date of this act," as amended, is amended further to read as follows:

"The sheriff may appoint a chief deputy and three other deputies, one of whom may be the jailer, whose salaries shall be fixed by the sheriff. The chief deputy shall receive a salary of not less than one thousand eight hundred dollars (\$1,800) nor more than three thousand six hundred dollars (\$3,600) per annum. Each of the other three deputies shall receive a salary of not less than one thousand five hundred dollars (\$1,500) nor more than three thousand three hundred dollars (\$3,300) per annum. The sheriff may also appoint a clerk, who shall be employed three working days each week, and shall receive a salary of one thousand eight hundred dollars (\$1,800) per annum. All of the salaries provided for herein shall be paid by the county in equal monthly installments, as salaries of other county employees are paid."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

James M. Dement, Member  
State Legislature  
Limestone County M23

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was editor of the Alabama Courier, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2, May 9, May 16, and May 23, all in the year 1957.

STEELE MCGREW.

Sworn to and subscribed before me May 25, 1957.

LOLA L. ORR,  
Notary Public.

By Mr. Dement (with notice and proof):

H. 398. To change the name of the armory located at Athens, Limestone County, Alabama, from "Fort Shelby Fletcher" to "Fort James G. Dement."

Local Legislation No. 1.

Notice and Proof H. 398:

#### STATE OF ALABAMA COUNTY OF LIMESTONE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To change the name of the armory located at Athens, Limestone County, Alabama, from "Fort Shelby Fletcher" to "Fort James G. Dement."

Be It Enacted by the Legislature of Alabama:

Section 1. The armory located at Athens, Limestone County, Alabama, and now known as "Fort Shelby Fletcher," is hereby redesignated and shall hereafter be known as "Fort James G. Dement," in honor of the late James G. Dement, who served during the War Between the States as an officer in the Confederate Army.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

James M. Dement, Member  
State Legislature  
County of Limestone M23

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was editor of the Alabama Courier, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2, May 9, May 16, and May 23, all in the year 1957.

STEELE MCGREW.

Sworn to and subscribed before me May 25, 1957.

LOLA L. ORR,  
Notary Public.

By Mr. Dement (with notice and proof):

H. 399. Relating to Limestone County: To amend further Act No. 201, H. 605, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 120), entitled "An Act To change the method of compensating the Judge of Probate of Limestone County, placing such officer on a salary, and providing clerks for his office."

Local Legislation No. 1.

Notice and Proof H. 399:

STATE OF ALABAMA  
COUNTY OF LIMESTONE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:



A BILL  
TO BE ENTITLED  
AN ACT

Relating to Limestone County: To amend further Act No. 201, H. 605, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 120), entitled "An Act To change the method of compensating the Judge of Probate of Limestone County, placing such officer on a salary, and providing clerks for his office."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 201, H. 605, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 120), entitled "An Act To change the method of compensating the Judge of Probate of Limestone County, placing such officer on a salary, and providing clerks for his office," as amended, is amended further to read as follows:

"Section 1. The Judge of Probate of Limestone County shall be paid a salary in lieu of any other compensation or remuneration for the performance of his duties. All fees, commissions, percentages, and allowances heretofore collectible for the use of the judge of probate shall be collected and paid into the general fund of the county. The salary of the judge of probate shall be paid out of the general fund of the county in equal monthly installments as the salaries of county employees are paid. The annual salary of the judge of probate shall be governed by the gross assessed valuation of property, real and personal, tangible and intangible, in Limestone County, as shown by the records of the tax assessor of Limestone County, as follows: When the tax assessor's records show that the gross assessed valuation of such property for the tax year ending on the 30th day of September of any year was less than eleven million dollars (\$11,000,000) the salary of the judge of probate for the year beginning on the first day of the next January shall be three thousand and six hundred dollars (\$3,600); when these records show the gross assessed valuation is eleven million dollars (\$11,000,000) or more but less than eleven million two hundred fifty thousand dollars (\$11,250,000) the salary of the judge of probate for the year beginning on the first day of the next January shall be three thousand eight hundred dollars (\$3,800); when these records show the gross assessed valuation is eleven million two hundred fifty thousand dollars (\$11,250,000) or more but less than eleven million five hundred thousand dollars (\$11,500,000) the salary of the judge of probate for the year beginning on the first day of the next January shall be four thousand dollars (\$4,000); when these records show the gross assessed valuation is eleven million five hundred thousand dollars (\$11,500,000) or more but less than twelve million dollars (\$12,000,000) the salary of the judge of probate for the year beginning on the first day of the next January shall be four thousand two hundred dollars (\$4,200); when these records show the gross assessed valuation is twelve million dollars (\$12,000,000) or more but less than twelve million five hundred thousand dollars (\$12,500,000) the salary of the judge of probate for the year beginning on the first day of the next January shall be four thousand eight hundred dollars (\$4,800); when these records show the gross assessed valuation is twelve million five hundred thousand dollars (\$12,500,000) or more but less than thirteen million dollars (\$13,000,000) the salary of the judge of probate for the year beginning on the first day of the next January shall be five thousand four hundred dollars (\$5,400); when these records show the gross assessed valuation is thirteen million dollars (\$13,000,000) or more but less than thirteen million five hundred thousand dollars (\$13,500,000) the salary of the judge of probate for the year beginning on the first day of the next January shall be six thousand dollars (\$6,000); when these records show the gross assessed valuation is thirteen million five hundred thousand dollars (\$13,-

500,000) or more but less than fourteen million dollars (\$14,000,000) the salary of the judge of probate for the year beginning on the first day of the next January shall be six thousand five hundred dollars (\$6,500); and when these records show the gross assessed valuation is fourteen million dollars (\$14,000,000) or more the annual salary of the judge of probate for the succeeding calendar years shall be seven thousand dollars (\$7,000)."

Section 2. Section 2 of said Act No. 201, H. 605, approved July 24, 1947, as amended, is amended further to read as follows:

"Section 2. The judge of probate may employ one chief clerk and three assistant clerks, whose salaries shall be fixed by him and shall be paid by the county. The chief clerk shall receive a salary of not less than one thousand eight hundred dollars (\$1,800) nor more than three thousand dollars (\$3,000) per annum. The assistant clerks shall receive a salary of not less than one thousand two hundred dollars (\$1,200) nor more than two thousand four hundred dollars (\$2,400) per annum."

James M. Dement, Member  
State Legislature  
Limestone County M23

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was editor of the Alabama Courier, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2, May 9, May 16, and May 24, all in the year 1957.

STEELE MCGREW.

Sworn to and subscribed before me May 24, 1957.

LOLA L. ORR,  
Notary Public.

By Mr. Dement (with notice and proof):

H. 400. Relating to Limestone County: To amend further Act No. 95, H. 395, approved July 7, 1947 (Local Acts of Alabama, 1947, p. 67), entitled "An Act To change the method of compensating the Tax Assessor of Limestone County, placing such officer on a salary, and providing for the administration of his office on a salary basis."

Local Legislation No. 1.

Notice and Proof H. 400:

##### STATE OF ALABAMA COUNTY OF LIMESTONE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Limestone County: To amend further Act No. 95, H. 395, approved July 7, 1947 (Local Acts of Alabama, 1947, p. 67), entitled "An Act To change the method of compensating the Tax Assessor of Limestone County, placing such officer on a salary, and providing for the administration of his office on a salary basis."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 95, H. 395, approved July 7, 1947 (Local Acts of Alabama, 1947, p. 67), entitled "An Act To change the method of compensating the Tax Assessor of Limestone County, placing such officer on a salary, and providing for the administration of his office on a salary basis," as amended, is amended further to read as follows:

"Section 1. The tax assessor of Limestone County shall be paid a salary in lieu of any other compensation or remuneration for the performance of his duties, except that he shall be entitled to receive for his own use the fees, commissions, and percentages provided by law for making assessments on behalf of municipalities within the county. All other fees, commissions, and percentages heretofore collectible for the tax assessor's own use shall be collected and paid into the general fund of the county. The tax assessor's salary shall be paid out of the general fund of the county in equal monthly installments as the salaries of county employees are paid. The annual salary of the tax assessor shall be governed by the gross assessed valuation of property, real and personal, tangible and intangible, in Limestone County, as shown by the records in his office, as follows: When his records show that the gross assessed valuation of such property for the tax year ending on the 30th day of September of any year was less than eleven million dollars (\$11,000,000) his salary for the year beginning on the first day of the next January shall be three thousand six hundred dollars (\$3,600); when these records show the gross assessed valuation is eleven million dollars (\$11,000,000) or more but less than eleven million two hundred fifty thousand dollars (\$11,250,000) his salary for the year beginning on the first day of the next January shall be three thousand eight hundred dollars (\$3,800); when these records show the gross assessed valuation is eleven million two hundred fifty thousand dollars (\$11,250,000) or more but less than eleven million five hundred thousand dollars (\$11,500,000) his salary for the year beginning on the first day of the next January shall be four thousand dollars (\$4,000); when these records show the gross assessed valuation is eleven million five hundred thousand dollars (\$11,500,000) or more but less than twelve million dollars (\$12,000,000) his salary for the year beginning on the first day of the next January shall be four thousand two hundred dollars (\$4,200); when these records show the gross assessed valuation is twelve million dollars (\$12,000,000) or more but less than twelve million five hundred thousand dollars (\$12,500,000) his salary for the year beginning on the first day of the next January shall be four thousand eight hundred dollars (\$4,800); when these records show the gross assessed valuation is twelve million five hundred thousand dollars (\$12,500,000) or more but less than thirteen million dollars (\$13,000,000) his salary for the year beginning on the first day of the next January shall be five thousand four hundred dollars (\$5,400); when these records show the gross assessed valuation is thirteen million dollars (\$13,000,000) or more but less than thirteen million five hundred thousand dollars (\$13,500,000) his salary for the year beginning on the first day of the next January shall be six thousand dollars (\$6,000); when these records show the gross assessed valuation is thirteen million five hundred thousand dollars (\$13,500,000) or more but less than fourteen million dol-

lars (\$14,000,000) his salary for the year beginning on the first day of the next January shall be six thousand five hundred dollars (\$6,500); and when these records show the gross assessed valuation is fourteen million dollars (\$14,000,000) or more his salary for the succeeding calendar years shall be seven thousand dollars (\$7,000)."

Section 2. Section 2 of said Act No. 95, H. 395, approved July 7, 1947, as amended, is amended further to read as follows:

"Section 2. The tax assessor may employ a regular clerk, whose salary shall be fixed by him at not less than one thousand two hundred dollars (\$1,200) nor more than two thousand four hundred dollars (\$2,400) per annum. In addition to the regular clerk the tax assessor may employ a temporary clerk for a period not to exceed three months in any year. The salary of the temporary clerk shall be fixed by the tax assessor at not less than ninety dollars (\$90) nor more than one hundred thirty-five dollars (\$135) per month. The salaries of both clerks shall be paid by the county. The tax assessor shall not employ either clerk unless he shall file on or before October 1 of each year his affidavit showing a necessity for the employment of clerks during the ensuing year."

James M. Dement, Member  
State Legislature  
Limestone County M23

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was editor of the Alabama Courier, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2, May 9, May 16, and May 23, all in the year 1957.

STEELE MCGREW.

Sworn to and subscribed before me May 25, 1957.

LOLA L. ORR,  
Notary Public.

By Mr. Dement (with notice and proof):

H. 401. Relating to Limestone County: To amend Act No. 354, H. 756, approved August 17, 1953 (Acts of Alabama, 1953, p. 422), entitled "An Act Relating to Limestone County: To fix the compensation of the members of the Board of Revenue of Limestone County, Alabama, other than the Chairman; to provide that the effective date of this act shall be the first Monday after the second Tuesday in January, 1955, and to repeal all laws or parts of laws in conflict herewith."

Local Legislation No. 1.

Notice and Proof H. 401:

#### STATE OF ALABAMA COUNTY OF LIMESTONE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Limestone County: To amend Act No. 354, H. 756, approved August 17, 1953 (Acts of Alabama, 1953, p. 422), entitled "An Act Relating to Limestone County: To fix the Compensation of the members of the Board of Revenue of Limestone County, Alabama, other than the Chairman; to provide that the effective date of this act shall be the first Monday after the second Tuesday in January, 1955, and to repeal all laws or parts of laws in conflict herewith."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 354, H. 756, approved August 17, 1953 (Acts of Alabama, 1953, p. 422), entitled "An Act Relating to Limestone County: To fix the compensation of the members of the Board of Revenue of Limestone County, Alabama, other than the Chairman; to provide that the effective date of this act shall be the first Monday after the second Tuesday in January, 1955, and to repeal all laws or parts of laws in conflict herewith," is amended to read as follows:

"Section 1. Each of the members of the Board of Revenue of Limestone County, Alabama, other than the Chairman, shall receive a salary of four thousand two hundred dollars (\$4,200) per annum, payable monthly out of the county treasury."

James M. Dement, Member  
State Legislature  
Limestone County M23

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was editor of the Alabama Courier, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2, May 9, May 16, and May 23, all in the year 1957.

STEELE MCGREW.

Sworn to and subscribed before me May 25, 1957.

LOLA L. ORR,  
Notary Public.

By Mr. Dement (with notice and Proof):

H. 402. Relating to Limestone County: To amend further Act No. 200, H. 604, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 119), entitled "An Act To consolidate and combine the officers of Circuit Clerk, Register of the Circuit Court, Clerk of the Limestone County Court, and Register of the Limestone County Court of Limestone County; and to provide for the election, term of office and the compensation of a Circuit Clerk of Limestone County, and for an assistant clerk and his compensation."

Local Legislation No. 1.

Notice and Proof H. 402:

**STATE OF ALABAMA  
COUNTY OF ALABAMA**

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

**A BILL  
TO BE ENTITLED  
AN ACT**

Relating to Limestone County: To amend further Act No. 200, H. 604, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 119), entitled "An Act To consolidate and combine the officers of Circuit Clerk, Register of the Circuit Court, Clerk of the Limestone County Court, and Register of the Limestone County Court of Limestone County; and to provide for the election, term of office and the compensation of a Circuit Clerk of Limestone County, and for an assistant clerk and his compensation."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 2 of Act No. 200, H. 604, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 119), entitled "An Act To consolidate and combine the officers of Circuit Clerk, Register of the Circuit Court, Clerk of the Limestone County Court, and Register of the Limestone County Court of Limestone County; and to provide for the election, term of office and the compensation of a Circuit Clerk of Limestone County, and for an assistant clerk and his compensation," as amended, is amended further to read as follows:

"A circuit clerk for Limestone County shall be elected by the qualified electors of the county at the general election to be held in the year 1952, and every four years thereafter; the clerk shall hold office for a term of four years, and until a successor is elected and qualified, and his salary shall be paid from the general fund of Limestone County, Alabama, in equal monthly installments. The annual salary of the circuit clerk shall be governed by the gross assessed valuation of property, real and personal, tangible and intangible, in Limestone County, as shown by the records of the tax assessor of Limestone County as follows: When the tax assessor's records show that the gross assessed valuation of such property for the tax year ending on the 30th day of September of any year was less than eleven million dollars (\$11,000,000) the salary of the circuit clerk for the year beginning on the first day of the next January shall be three thousand dollars (\$3,000); when these records show the gross assessed valuation is eleven million dollars (\$11,000,000) or more but less than eleven million two hundred fifty thousand dollars (\$11,250,000) the salary of the circuit clerk shall be three thousand two hundred dollars (\$3,200); when then records show the gross assessed valuation is eleven million two hundred fifty thousand dollars (\$11,250,000) or more but less than eleven million five hundred thousand dollars (\$11,500,000) the salary of the circuit clerk for the year beginning on the first day of the next January shall be three thousand four hundred dollars (\$3,400); when these records show the gross assessed valuation is eleven million five hundred thousand dollars (\$11,500,000) or more but less than twelve million dollars (\$12,000,000) the salary of the circuit clerk for the year beginning on the first day of the next January shall be three thousand six hundred dollars (\$3,600); when these records show the gross assessed valuation is twelve million dollars (\$12,000,000) or more but less than twelve million five hundred thousand dollars (\$12,500,000) the salary of the circuit clerk for the year beginning on the first day of the next January shall be four thousand two hundred dollars (\$4,200); when these records show the gross assessed valuation is twelve million

five hundred thousand dollars (\$12,500,000) or more but less than thirteen million dollars (\$13,000,000) the salary of the circuit clerk for the year beginning on the first day of the next January shall be four thousand and eight hundred dollars (\$4,800); when these records show the gross assessed valuation is thirteen million dollars (\$13,000,000) or more but less than thirteen million five hundred thousand dollars (\$13,500,000) the salary of the circuit clerk for the year beginning on the first day of the next January shall be five thousand four hundred dollars (\$5,400); when these records show the gross assessed valuation is thirteen million five hundred thousand dollars (\$13,500,000) or more but less than fourteen million dollars (\$14,000,000) the salary of the circuit clerk for the year beginning on the first day of the next January shall be five thousand nine hundred dollars (\$5,900); and when these records show the gross assessed valuation is fourteen million dollars (\$14,000,000) or more the annual salary of the circuit clerk for the succeeding calendar years shall be six thousand four hundred dollars (\$6,400). The circuit clerk may employ one assistant clerk, whose salary shall be fixed by him at not less than one thousand two hundred dollars (\$1,200) nor more than three thousand dollars (\$3,000) per annum. The salary of the assistant clerk shall be paid in equal monthly installments out of the general fund of the county."

James M. Dement, Member  
State Legislature  
Limestone County M23

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was editor of the Alabama Courier, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2, May 9, May 16, and May 23, all in the year 1957.

STEELE MCGREW.

Sworn to and subscribed before me May 25, 1957.

LOLA L. ORR,  
Notary Public.

By Mr. Dement (with notice and proof):

H. 403. Relating to Limestone County: To fix a minimum salary for school bus drivers employed by the county board of education or the city board of education of any city within the county.

Local Legislation No. 1.

Notice and Proof H. 403:

##### STATE OF ALABAMA COUNTY OF LIMESTONE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Limestone County: To fix a minimum salary for school bus drivers employed by the county board of education or the city board of education of any city within the county.

Be It Enacted by the Legislature of Alabama:

Section 1. Any person employed by the Board of Education of Limestone County or by the city board of education of any city in Limestone County as a driver of a school bus shall be entitled to receive as compensation for his services as such school bus driver a monthly salary of not less than one hundred dollars (\$100) for each month that he is so employed.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

James M. Dement, Member  
State Legislature  
County of Limestone M23

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was editor of the Alabama Courier, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2, May 9, May 16, and May 23, all in the year 1957.

STEELE McGREW.

Sworn to and subscribed before me May 25, 1957.

LOLA L. ORR,  
Notary Public.

By Mr. Dement (with notice and proof):

H. 404. To designate the bridge which crosses the Elk River at Elk River Mills, in Limestone County, as "The Grisham Bridge," and to authorize and require the governing body of Limestone County to place certain placques or markers thereon.

Local Legislation No. 1.

Notice and Proof H. 404:

STATE OF ALABAMA  
COUNTY OF LIMESTONE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:



A BILL  
TO BE ENTITLED  
AN ACT

To designate the bridge which crosses the Elk River at Elk River Mills, in Limestone County, as "The Grisham Bridge," and to authorize and require the governing body of Limestone County to place certain plaques or markers thereon.

Be It Enacted by the Legislature of Alabama:

Section 1. The bridge which crosses the Elk River at Elk River Mills, in Limestone County, is hereby designated and shall be known as "The Grisham Bridge."

Section 2. The court of county commissioners, board of revenue or like governing body of Limestone County is hereby authorized, directed, and required to place an appropriate plaque or marker on each end of the bridge, which plaque or marker shall show the name of the bridge, and the names of the contractor, chairman and members of the county governing body, the name of the county engineer, and the names of the senator and representative representing the county in the Legislature at the time the bridge was completed in the year 1956. The expense of obtaining such plaques or markers and placing them upon the bridge shall be paid out of the county treasury by the court of county commissioners, board of revenue or like governing body of Limestone County.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

James M. Dement, Member  
State Legislature  
County of Limestone M23

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was editor of the Alabama Courier, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2, May 9, May 16, and May 23, all in the year 1957.

STEELE MCGREW.

Sworn to and subscribed before me May 25, 1957.

LOLA L. ORR,  
Notary Public.

By Mr. Dement (with notice and proof):

H. 405. To provide for the holding of workshops for the science teachers in the public schools within Limestone County.

Local Legislation No. 1.

Notice and Proof H. 405:

**STATE OF ALABAMA  
COUNTY OF LIMESTONE**

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

**A BILL  
TO BE ENTITLED  
AN ACT**

To provide for the holding of workshops for the science teachers in the public schools within Limestone County.

Be It Enacted by the Legislature of Alabama:

Section 1. As a means of stimulating the improvement of science teachers in the public schools within Limestone County, science workshops shall be held annually at such times and at such places as the county board of education of Limestone County shall direct. The workshops shall be conducted in such manner, and under such reasonable rules and regulations not inconsistent with the provisions of this Act, as the county board of education shall prescribe; provided that the character of the instruction therein shall be such as to promote the professional development of the science teachers in the public schools within the county and that an effort be made by the board to secure at least a portion of the instructors or lecturers for such workshops from among the scientists employed at Redstone Arsenal in Madison County.

Section 2. Every person employed as a science teacher by the county board of education of Limestone County, or by any independent city board of education located within the county, shall attend the workshops provided for by this Act, provided that the workshop is held during term time, or during the week immediately preceding the date of opening of the schools in the county or city. All science teachers who attend such workshops shall be paid as for time taught. Any person subject to attendance at any such workshop, who fails to attend a workshop called and held in accordance with the provisions of this Act, shall forfeit his contract of employment with the board of education by which he is employed, and shall be ineligible to employment in the public schools of the State for a period of six months from the date of such delinquency, unless excused as provided in Section 3.

Section 3. The county board of education of Limestone County, or any independent city board of education within the county, may excuse and accept excuses for failure to attend workshops held under the provisions of this Act for extraordinary reasons, and persons so excused shall be deemed to have met all requirements of workshop attendance, but shall not be entitled to pay as for time taught.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

James M. Dement, Member  
State Legislature  
Limestone County M23

**PROOF OF PUBLICATION**

**STATE OF ALABAMA  
COUNTY OF LIMESTONE**

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned

he was editor of the Alabama Courier, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2, May 9, May 16, and May 23, all in the year 1957.

STEELE McGREW.

Sworn to and subscribed before me May 25, 1957.

LOLA L. ORR,  
Notary Public.

By Messrs. Roberts, Reynolds, Lee (Lawrence), Lackey and Edwards (Jefferson):

H. 406. To amend further Section 17 of Title 36, Code of Alabama (1940), which relates to the giving of signals by motor vehicle operators on starting, stopping, turning, and backing.

Judiciary.

By Mr. Holliman (with notice and proof):

H. 407. Relating to Marengo County: To amend Section 3 Act No. 198 S. 436 approved July 8, 1949 (Acts of Alabama, Regular Session, 1949, page 229), entitled "An Act to prescribe new, extra and additional duties of the County Supt. of Education of Marengo County, Alabama; to provide additional compensation for the performance of such new, extra and additional duties."

Local Legislation No. 1.

Notice and Proof H. 407:

#### NOTICE OF LOCAL BILL

Notice is hereby give that at the forthcoming regular session of the Legislature of Alabama a local bill pertaining to Marengo County, Alabama, in substantially the following form, will be introduced and application made for its passage, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Relating to Marengo County; To amend Section 3 of Act No. 198, S. 436, approved July 8, 1949 (Acts of Alabama, Regular Session, 1949, Page 229), entitled "An Act to prescribe new, extra and additional duties of the County Superintendent of Education of Marengo County, Alabama; to provide additional compensation foor the performance of such new, extra and additional duties."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 3 of Act No. 198, S. 436, approved July 8, 1949 (Acts of Alabama Regular Session, 1949, Page 229), entitled "An Act to prescribe new, extra and additional duties of the County Superintendent of Education of Marengo County, Alabama; to provide additional compensation for the performance of such new, extra and additional duties" is amended to read as follows:

"Section 3. The salary of the County Superintendent of Education of Marengo County shall be fixed by the County Board of Education for the term of said County Superintendent beginning July 1, 1957, at an amount not less than \$5,000.00 and not more than \$7,500.00 a year and

shall be paid at the times and in the manner provided by the general laws of the State of Alabama for the payment of salaries of County Superintendents of Education. In like manner, and within said limitations, the salary for succeeding terms shall be fixed by the County Board of Education prior to the beginning of the term of office."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law. May 2-9-16-23

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF MARENGO

Before me, the undersigned authority in and for said County in said State, this day personally appeared R. E. Sutton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Democrat Reporter, a newspaper of general circulation published in Marengo County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2, May 9, May 16, and May 23, all in the year 1957.

R. E. SUTTON.

Sworn to and subscribed before me May 24, 1957.

LENA EARLE DRINKARD,  
Notary Public.

By Messrs. Simon and Murphy:

H. 408. To amend Section 6 of an act approved June 30, 1955, entitled "An Act To create a Hospital Board in all counties of this state having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent Federal decennial census, provide for the appointment of the members of said Board, their terms of office and compensation, to require said counties and all municipalities located within said counties to make payments to said Hospital Board to aid in the operation of a hospital in said counties and to provide care for charity patients, to require said Hospital Board to operate a hospital in said counties and to prescribe the powers and duties of said Hospital Board, and to provide for meetings of said Board and a fiscal year for the operations of said Hospital Board" (Act No. 105, S. 152, Acts of Alabama, 1955, Vol. I, p. 350).

Local Legislation No. 1.

By Messrs. Tyson, Dement, Vacca, Ashworth, Edwards (Escambia), Stokes, Broadfoot and Albea:

H. 409. RELATING TO THE EQUIPMENT OF RAIL TRACK MOTOR CARS USED OR FURNISHED BY COMMON CARRIERS BY RAILROAD FOR TRANSPORTING EMPLOYEES; PROVIDING FOR THE EXTENSION OF NECESSARY TIME IN WHICH TO EQUIP SAID CARS; AND PENALIZING THOSE CARRIERS WHO OPERATE OR FURNISH FOR OPERATION SUCH UNEQUIPPED CARS TO THEIR EMPLOYEES FOR TRANSPORTATION TO OR FROM THEIR PLACE OR PLACES OF LABOR.

Judiciary.

By Mr. Hall:

H. 410. To amend Section 215 of Title 22, Code of Alabama (1940), which prescribes the license fees payable by persons licensed by the Alabama State Milk Control Board.

Agriculture.

By Mr. Hall:

H. 411. To require the posting of a bond or other security for the payment of the purchase price of milk as a prerequisite to obtaining a license as a milk distributor.

Agriculture.

By Mr. Goodwyn:

H. 412. To amend Section 64(26) of Title 17 of the Code of Alabama of 1940, as last amended.

Judiciary.

By Mr. Goodwyn:

H. 413. To amend Section 123 of Title 7 of the Code of Alabama of 1940, and to provide for the joinder of an action for damages to personal property by a personal representative with an action for wrongful death, where the act causing the wrongful death also caused the damage to or destruction of personal property.

Judiciary.

By Mr. Goodwyn:

H. 414. To provide for the making of pro tanto settlements by infants and to further provide for the approval of such pro tanto settlements by the court, and to amend Section 102 of Title 7 of the Code of Alabama of 1940 to provide therefor.

Judiciary.

By Mr. Goodwyn:

H. 415. To amend Section 64(25) of Title 17 of the Code of Alabama of 1940, as last amended.

Judiciary.

By Mr. Goodwyn:

H. 416. To amend Section 755 of Title 51 of the Code of Alabama of 1940, as last amended.

Ways and Means.

By Mr. Goodwyn:

H. 417. To amend Section 1158 of Title 7 of the Code of Alabama of 1940.

Judiciary.

By Mr. Goodwyn:

H. 418. To repeal Section 1157 of Title 7 of the Code of Alabama of 1940.

Judiciary.

By Mr. Goodwyn:

H. 419. To amend Section 1156 of Title 7 of the Code of Alabama of 1940.

Judiciary.

By Mr. Goodwyn:

H. 420. To amend Section 789 of Title 51 of the Code of Alabama of 1940, as last amended.

Ways and Means.

By Mr. Goodwyn:

H. 421. To amend Section 12 of Title 17 of the Code of Alabama of 1940, as last amended.

Constitution and Elections.

By Mr. Goodwyn:

H. 422. To amend Section 128 of Title 36 of the Code of Alabama of 1940, as last amended, so as to define the duty of the driver of a vehicle involved in an accident as to stopping, giving his name and address and rendering any assistance to any injured person, whether such accident occurs on a public highway or on a private roadway or property.

Judiciary.

By Messrs. Dawkins, Goodwyn, Nolen and Hall:

H. 423. To make an appropriation for the relief of Mrs. Mary R. Jarrell.

Ways and Means.

By Messrs. Locke (Perry) and DeSear (with notice and proof):

H. 424. For the relief of Mrs. Vera D. Moore of Perry County; authorizing the court of county commissioners, board of revenue, or like governing body of Perry County to compensate the said Mrs. Moore for property damages incurred under such circumstances that said county is morally and justly obligated to pay the same.

Local Legislation No. 1.

Notice and Proof H. 424:

#### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF PERRY

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

For the relief of Mrs. Vera D. Moore of Perry County; authorizing the court of county commissioners, board of revenue, or like governing body of Perry County to compensate the said Mrs. Moore for property damages incurred under such circumstances that said county is morally and justly obligated to pay the same.

Be It Enacted by the Legislature of Alabama:

Section 1. The court of county commissioners, board of revenue, or like governing body of Perry County is hereby authorized and empowered to appropriate the sum of one hundred thirty-nine dollars and sixty-six cents (\$139.66) from the county treasury to compensate Mrs. Vera D. Moore for property damages sustained by her on or about December 19, 1956, under such circumstances that the county is morally and justly obligated, but has no legal liability to pay the same.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

JUDSON C. LOCKE, SR.  
Member of Legislature  
of Perry County, Alabama

4-18-4tx.

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF PERRY

Before me, the undersigned authority in and for said County in said

State, this day personally appeared J. M. Wallace, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the Marion Times-Standard, a newspaper of general circulation published in Perry County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 18, April 25, May 2, and May 9, all in the year 1957.

Sworn to and subscribed before me May 25, 1957.

W. C. MOORE,  
Notary Public.

By Messrs. Payne and McKay (with notice and proof):

H. 425. For the relief of Samuel S. Lee of Talladega County; authorizing the court of county commissioners, board of revenue or like governing body of Talladega County to make an appropriation from the county treasury to compensate Samuel S. Lee for certain damages incurred.

Local Legislation No. 1.

Notice and Proof H. 425:

#### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF TALLADEGA

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

(4175:4-11-57)

#### A BILL TO BE ENTITLED AN ACT

For the relief of Samuel S. Lee of Talladega County; authorizing the court of county commissioners, board of revenue or like governing body of Talladega County to make an appropriation from the county treasury to compensate Samuel S. Lee for certain damages incurred.

Be It Enacted by the Legislature of Alabama:

Section 1. The court of county commissioners, board of revenue or like governing body of Talladega County may, in its discretion, appropriate the sum of one thousand dollars (\$1,000) for the relief of Samuel S. Lee to compensate him for medical expenses incurred as a result of personal injuries suffered in a motor vehicle accident involving an employee of Talladega County on or about July 15, 1954, under such circumstances that the county is morally and justly obligated to pay the damages, but the said Samuel S. Lee has no recourse at law to recover the same.

Section 2. The court of county commissioners, board of revenue or like governing body of Talladega County is authorized to draw or cause to be drawn a warrant on the treasury of said county in favor of Samuel S. Lee for the amount herein stated, and the custodian of county funds is hereby authorized, directed and required to pay the same upon due presentation thereof.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

G. K. Leonard, Senator  
L. N. Payne, Jr., Representative  
C. W. McKay, Jr., Representative

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF TALLADEGA

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. V. Greer, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Sylacauga News, a newspaper of general circulation published in Talladega County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2, May 9, May 16, and May 23, all in the year 1957.

J. V. GREER.

Sworn to and subscribed before me May 23, 1957.

AVA DEAN KELLEY,  
Notary Public, Talladega County, Alabama.

By Mr. Adams (Tallapoosa):

H. 426. To amend Section 466 of Title 37 of the Code of Alabama of 1940.

Local Government.

By Messrs. Johnson (Tallapoosa) and Adams (Tallapoosa) (with notice and proof):

H. 427. To change the basis of compensating the coroner of Tallapoosa County, placing such officer on a salary to be paid out of the general fund of the county.

Local Legislation No. 1.

Notice and Proof H. 427:

STATE OF ALABAMA  
COUNTY OF TALLAPOOSA

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To change the basis of compensating the coroner of Tallapoosa County, placing such officer on a salary to be paid out of the general fund of the county.

Be It Enacted by the Legislature of Alabama:

Section 1. The coroner of Tallapoosa County shall be compensated on a salary basis, and shall be entitled to receive the sum of four hundred twenty dollars per annum, payable in equal monthly installments out of the general fund of the county in the manner prescribed for the payment of the salary of the chief deputy sheriff.

Section 2. The compensation herein provided for the coroner of Tallapoosa County shall be in lieu of all fees, commissions, percentages, and allowances prescribed by law for the performance of the duties of his office. Any fees, commissions, percentages, or allowances not payable by the county which would be collectible for the use of the coroner



but for the provisions of this Act shall be paid into the general fund of the county.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

M-3-10-17-24-c.

### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF TALLAPOOSA

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. C. Henderson, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the The Alexander City Outlook, a newspaper of general circulation published in Tallapoosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 3, May 10, May 17, and May 24, all in the year 1957.

J. C. HENDERSON.

Sworn to and subscribed before me May 24th, 1957.

T. C. WOLSONCROFT,  
Notary Public.

My Commission Expires June 14, 1959.

By Messrs. Johnson (Tallapoosa) and Adams (Tallapoosa) (with notice and proof):

H. 428. Relating to Tallapoosa County; prescribing the salary of the county treasurer of Tallapoosa County, and providing for the manner of payment thereof.

Local Legislation No. 1.

Notice and Proof H. 428:

#### STATE OF ALABAMA COUNTY OF TALLAPOOSA

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Relating to Tallapoosa County; prescribing the salary of the treasurer of Tallapoosa County, and providing for the manner of payment thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. The salary of the county treasurer of Tallapoosa County shall be not less than six hundred dollars (\$600) nor more than one thous-

and two hundred dollars (\$1,200) per annum, payable in equal monthly installments. The exact amount of the salary provided for herein shall be fixed by the court of county commissioners, board of revenue, or like county governing body of Tallapoosa County. The salary provided for herein shall be the entire compensation of the county treasurer of Tallapoosa County, and shall be in lieu of all other compensation heretofore provided by law for such officer.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.  
M-3-10-17-24-c.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF TALLAPOOSA

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. C. Henderson, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the The Alexander City Outlook, a newspaper of general circulation published in Tallapoosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 3, May 10, May 17, and May 24, all in the year 1957.

J. C. HENDERSON.

Sworn to and subscribed before me May 24th, 1957.

T. C. WOLSONCROFT,  
Notary Public.

My Commission Expires June 14, 1959.

By Messrs. Johnson (Tallapoosa) and Adams (Tallapoosa) (with notice and Proof):

H. 429. To amend Act No. 337, H. B. 480, approved September 20, 1923 (Local Acts of 1923, pp. 229-231) entitled "An Act To enlarge and extend the jurisdiction of the Circuit Court of Tallapoosa County, Alabama, at Alexander City, in said County, and to provide for the holding of regular terms of said Court," as amended.

Local Legislation No. 1.

Notice and Proof H. 429:

##### STATE OF ALABAMA COUNTY OF TALLAPOOSA

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To amend Act. No. 337, H. B. 480, approved September 20, 1923 (Local Acts of 1923, pp. 229-231) entitled, "An Act To enlarge and extend the jurisdiction of the Circuit Court of Tallapoosa County, Alabama, at Alexander City, in said County, and to provide for the holding of regular terms of said Court," as amended.

Be It Enacted by the Legislature of Alabama:

Section 6 of Act No. 337, H. B. 480, approved September 20, 1923 (Local Acts of 1923, pp. 229-231) entitled, "An Act To enlarge and extend the jurisdiction of the Circuit Court of Tallapoosa County, Alabama, at Alexander City, in said County, and to provide for the holding of regular terms of said Court," as amended, is amended further to read as follows:

"Section 6. The Clerk and Register in Equity of the Circuit Court of Tallapoosa County shall be Clerk and Register of the Circuit Court at Alexander City, and the Clerk of the Circuit Court of said County shall keep offices at the Courthouse at Alexander City where all records, papers and files pertaining to said Court shall be safely kept, and said office shall be kept open for the transaction of the business of said Court at all reasonable hours. And the Clerk of the Circuit Court of said County shall provide and keep a Deputy Clerk at Alexander City as he is now required by law to do, and such deputy may perform, as deputy all the duties of Register of the Circuit Court in Equity, and for the services as Deputy Clerk and Deputy Register in Equity he or she shall receive not less than twenty-one hundred dollars (\$2100.00) nor more than three thousand dollars (\$3,000) per annum, to be fixed by the governing body of the county and be paid in monthly installments out of the County Treasury, on warrants to be drawn by the Judge of Probate for said County."

M-3-10-17-24-c.

#### PROOF OF PUBLICATION

STATE OF ALABAMA

COUNTY OF TALLAPOOSA

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. C. Henderson, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the The Alexander City Outlook, a newspaper of general circulation published in Tallapoosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 3, May 10, May 17, and May 24, all in the year 1957.

J. C. HENDERSON.

Sworn to and subscribed before me May 24th, 1957.

T. C. WOLSONCROFT,  
Notary Public.

My Commission Expires June 14, 1959.

By Messrs. Wood and Holliman:

H. 430. To require the installation of meters or other measuring devices on all producing oil or gas wells, or as near thereto as practicable; to authorize and direct the State Oil and Gas Board to inspect, approve and seal such meters; to have such meters read each month and the readings thereof or information gained thereby published in a newspaper of general circulation in the area of the producing field; and to prescribe penalties.

Judiciary.

By Mr. Wood:

H. 431. To repeal all laws or parts of laws that require the payment of a license, tax, excise, or fee for the privilege of taking, capturing, or killing fox, or for selling, offering to sell, or transporting the fur, skin, hide, or pelt of a fox so taken, captured, or killed.

Conservation.

By Mr. Kelly:

H. 432. To amend further Section 257 of Title 13, Code of Alabama (1940), which fixes the compensation of deputy solicitors in certain counties, by providing for the compensation of the deputy solicitor of Winston County.

Local Legislation No. 1.

By Messrs. Bassett, Nettles, Holliman, Bradford, Taylor, Brooks, Kirkham, Kelly, Wood, Killough and Oakley:

H. 433. To require the state and county departments of pensions and security to continue to make grants to recipients of old age assistance or old age pensions for a period of twelve months after such recipient removes from the State.

Public Welfare.

### RESOLUTIONS

The following resolutions were introduced:

By Messrs. Hawkins and Thomas:

H. J. R. 17. WHEREAS a grant of \$1,033,500 is available to the Board of Trustees of the University of Alabama to aid in constructing and equipping a health research building in the University Medical Center, provided the grant can be matched dollar for dollar by the board; and

WHEREAS this grant from the National Institute of Health, Public Health Service, Department of Health, Education and Welfare of the United States, will be withdrawn at an early date unless provision is made for its acceptance on the terms offered; and

WHEREAS the trustees of the University of Alabama can only meet the terms of the Government's offer by borrowing money and issuing and selling bonds on the credit of the University, without creating a debt against the State; and

WHEREAS the trustees of the University are ready, able, and willing to borrow the necessary funds to enable it to accomplish the purposes aforesaid, upon a reasonable assurance that the project is approved by the Legislature, and that the amount required each year to service the debt created by the trustees will be financed by future appropriations from any funds in the state treasury not otherwise appropriated; now therefore, be it

RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the trustees of the University are urged to undertake the project herein referred to; that this body hereby records its approval of the undertaking, and hereby commits itself, insofar as it has power, to aid and assist the trustees to liquidate the debt incurred thereby.

H. J. R. 17 was read and referred to the Standing Committee on Ways and Means.

Also:

By Mr. Callahan:

H. J. R. 18. WHEREAS, Mrs. Jane Strickler Denny, beloved wife of the late Dr. George H. Denny, died on May 24, 1957, and was buried in Lexington, Virginia, and;

WHEREAS, because of her love, devotion and inspiration to her husband during his long period of service as President of the University of Alabama, and because of her gracious manner and leadership in many public activities and projects in Alabama, the State will long reflect her contributions to its development;

NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives, the Senate concurring, that we do hereby express our deep regret at the loss of this esteemed person, and extend our sympathy to the members of her family; and further, that a copy of this Resolution be spread upon the journals of the two houses.

On motion of Mr. Callahan the rules were suspended and H. J. R. 18 was adopted.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Tallapoosa)	Nolen
Adams (Jefferson)	Edwards (Escambia)	Kelly	Oden
Albea	Edwards (Jefferson)	Kendall	Payne
Bassett	Ferrell	Killough	Perry
Boyd	Franklin	Lee (Barbour)	Ramey
Bradford	Gilchrist	Lee (Lawrence)	Reynolds
Brannan	Gilmer	Locke (Choctaw)	Rodgers
Branyon	Gist	Love	Simon
Brassell	Goodwyn	McClendon (Chambers)	Solomon
Brewer	Gregory	McKay	Speaks
Broadfoot	Grouby	McLendon (Bullock)	Steagall
Brooks	Haltom	McNider	Summerlin
Brown (Lamar)	Hanby	Martin	Taylor
Burkhalter	Harvey	Mathison	Thomas
Callahan	Hawkins	Merrill	Tyson
Cornett	Hodges	Money	Vacca
Dawkins	Holliman	Murphy	Ward
deGraffenried	Hunt	Nettles	Windle
Dement	Jenkins	Nice	Wood
DeSear			

#### BILLS ON THIRD READING

H. 293 (with amendment). To fix the compensation of the county superintendent of education in all counties having a population of not more than 16,475 nor less than 16,075, according to the last or any subsequent federal decennial census.

Was taken up.

The question was upon the adoption of the amendment reported by the Standing Committee on Local Legislation No. 1, said committee amendment being as follows:

#### AMENDMENT TO HOUSE BILL NO. 293

Amend Section 1 of the bill by changing the period at the end of the section to a comma and adding the following words: "to be paid in twelve equal monthly installments."

And the amendment was adopted.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Brannan	Brown (Lee)	deGraffenried
Adams (Jefferson)	Branyon	Burkhalter	Dement
Adams (Tallapoosa)	Brassell	Callahan	DeSear
Albea	Brewer	Cornett	Dickson
Bassett	Broadfoot	Cox	Edwards (Escambia)
Boyd	Brooks	Crook	Edwards (Jefferson)
Bradford	Brown (Lamar)	Dawkins	Faulk

Ferrell	Jenkins	Mathison	Rodgers
Franklin	Johnson (Tallapoosa)	Merrill	Selman
Gilchrist	Kelly	Money	Shumate
Gilmer	Killough	Murphy	Simon
Gist	Lackey	Nettles	Solomon
Gregory	Law	Nice	Speaks
Grouby	Lee (Barbour)	Nolen	Steagall
Hain	Lee (Lawrence)	Oakley	Stembridge
Haltom	Locke (Choctaw)	Oden	Taylor
Hanby	Locke (Perry)	Payne	Thomas
Hardy	McClendon (Chambers)	Perry	Tyson
Harvey	McKay	Pirkle	Vacca
Hawkins	McLendon (Bullock)	Pruitt	Ward
Hodges	McNider	Ramey	Windle
Holliman	Martin	Reynolds	Wood
Hunt	Mathews	Roberts	

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## RECESS

On motion of Mr. Nettles the House recessed until 2.30 o'clock this afternoon.

## AFTERNOON SESSION

The hour of 2:30 o'clock P. M. having arrived, the House reconvened.

## BILLS ON THIRD READING RESUMED

H. 293. To fix the compensation of the county superintendent of education in all counties having a population of not more than 16,475 nor less than 16,075, according to the last or any subsequent federal decennial census.

As amended, was again taken up.

And said bill, H. 293, as amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Tallapoosa)	Nice
Adams (Jefferson)	Dickson	Kelly	Nolen
Adams (Tallapoosa)	Edwards (Escambia)	Kendall	Oakley
Albea	Ferrell	Killough	Oden
Ashworth	Franklin	Lee (Barbour)	Payne
Bassett	Gilmer	Lee (Lawrence)	Perry
Boyd	Gist	Locke (Choctaw)	Pirkle
Bradford	Goodwyn	Locke (Perry)	Reynolds
Brannan	Grouby	Love	Rodgers
Branyon	Hain	McClendon (Chambers)	Speaks
Brassell	Hall	McKay	Steagall
Brooks	Haltom	McNider	Stokes
Brown (Lamar)	Hanby	Martin	Summerlin
Burkhalter	Hawkins	Mathews	Taylor
Callahan	Hodges	Mathison	Thomas
Cornett	Holliman	Merrill	Tyson
Cox	Hunt	Money	Vacca
Crook	Jenkins	Murphy	Windle
deGraffenried	Johnson (Elmore)	Nettles	Wood
Dement			

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And the bill:

H. 313. Relating to Talladega County: To authorize the board of revenue, court of county commissioners, or other like governing body of

Talladega County to provide clerk-hire allowances for certain county officers.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Elmore)	Nolen
Adams (Jefferson)	Edwards (Escambia)	Johnson (Tallapoosa)	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Oden
Albea	Ferrell	Kendall	Payne
Ashworth	Franklin	Killough	Perry
Bassett	Gilchrist	Law	Pirkle
Boyd	Gilmer	Lee (Barbour)	Pruitt
Bradford	Gist	Lee (Lawrence)	Ramey
Brannan	Goodwyn	Locke (Choctaw)	Reynolds
Branyon	Gregory	Locke (Perry)	Shumate
Brewer	Grouby	Love	Simon
Brooks	Hain	McClendon (Chambers)	Speaks
Brown (Lamar)	Hall	McKay	Steagall
Brown (Lee)	Haltom	McLendon (Bullock)	Stembridge
Burkhalter	Hanby	Martin	Summerlin
Callahan	Hardy	Mathews	Taylor
Cornett	Harrison	Mathison	Thomas
Cox	Hodges	Merrill	Vacca
Crook	Holliman	Money	Ward
deGraffenried	Hunt	Murphy	Windle
Dement	Jenkins	Nettles	Wood
DeSear			

— 85

And the bill:

H. 319. Relating to the county court of Walker County; to re-define the jurisdiction of said court, prescribe the powers and duties thereof, provide for the selection, tenure, powers, duties, and compensation of its officers, and repeal conflicting laws.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Crook	Harrison	McLendon (Bullock)
Adams (Jefferson)	deGraffenried	Hodges	McNider
Adams (Tallapoosa)	Dement	Holliman	Mathison
Albea	Dickson	Hunt	Merrill
Ashworth	Edwards (Escambia)	Jenkins	Money
Bassett	Edwards (Jefferson)	Johnson (Elmore)	Murphy
Boyd	Faulk	Johnson (Tallapoosa)	Nettles
Bradford	Ferrell	Kelly	Nice
Brannan	Franklin	Kendall	Nolen
Branyon	Gilchrist	Killough	Oakley
Brewer	Gilmer	Law	Oden
Brooks	Gist	Lee (Barbour)	Payne
Brown (Lamar)	Goodwyn	Lee (Lawrence)	Perry
Brown (Lee)	Gregory	Locke (Choctaw)	Pirkle
Burkhalter	Grouby	Locke (Perry)	Pruitt
Callahan	Hain	Love	Ramey
Cornett	Hall	McClendon (Chambers)	Reynolds
Cox	Hanby	McKay	Rodgers

Selman  
Shumate  
Simon  
Speaks

Steagall  
Stembridge  
Stokes  
Summerlin

Taylor  
Thomas  
Vacca

Ward  
Windle  
Wood

—86

And the bill:

H. 338. To regulate further the office of circuit solicitor of the First Judicial Circuit of Alabama: Creating special funds for expenditure by the circuit solicitor in law enforcement and in the conduct of his office.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 93; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Tallapoosa)	Oden
Adams (Jefferson)	Edwards (Escambia)	Kelly	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Kendall	Perry
Albea	Faulk	Killough	Pirkle
Ashworth	Ferrell	Law	Pruitt
Bassett	Franklin	Lee (Barbour)	Ramey
Boyd	Gilchrist	Lee (Lawrence)	Reynolds
Bradford	Gilmer	Locke (Choclaw)	Richardson
Brannan	Gist	Locke (Perry)	Rodgers
Branyon	Goodwyn	Love	Shumate
Brassell	Gregory	McClendon (Chambers)	Simon
Brewer	Grouby	McKay	Solomon
Broadfoot	Hain	McLendon (Quitman)	Speaks
Brooks	Hall	McNider	Steagall
Brown (Lamar)	Haltom	Martin	Stembridge
Brown (Lee)	Hanby	Mathison	Stokes
Burkhalter	Hardy	Merrill	Summerlin
Callahan	Harrison	Money	Taylor
Cornett	Hodges	Murphy	Thomas
Cox	Holliman	Nettles	Vacca
Crook	Hunt	Nice	Ward
deGraffenried	Jenkins	Nolen	Windle
Dement	Johnson (Elmore)	Oakley	Wood
DeSear			

—93

And the bill:

S. 106. To fix the compensation of certain officers of counties having a population of not less than ninety-four thousand nor more than one hundred thirty-four thousand inhabitants and in which the Legislature is authorized to fix, regulate and alter the salaries of such officers.

Was read a third time at length and passed.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Branyon	deGraffenried	Gilmer
Adams (Jefferson)	Brewer	Dement	Gist
Adams (Tallapoosa)	Broadfoot	Dickson	Goodwyn
Albea	Brooks	Edwards (Escambia)	Gregory
Ashworth	Brown (Lamar)	Edwards (Jefferson)	Grouby
Bassett	Burkhalter	Faulk	Hain
Boyd	Cornett	Ferrell	Hall
Bradford	Cox	Franklin	Haltom
Brannan	Crook	Gilchrist	Hardy



Harrison	Locke (Choctaw)	Nice	Solomon
Hodges	Locke (Perry)	Nolen	Speaks
Holliman	Love	Oden	Steagall
Hunt	McClendon (Chambers)	Payne	Stembridge
Jenkins	McKay	Perry	Stokes
Johnson (Elmore)	McLendon (Bullock)	Pirkle	Summerlin
Johnson (Tallapoosa)	McNider	Pruitt	Taylor
Kelly	Martin	Ramey	Thomas
Kendall	Mathison	Reynolds	Vacca
Killough	Merrill	Rodgers	Ward
Law	Money	Shumate	Windle
Lee (Barbour)	Murphy	Simon	Wood
Lee (Lawrence)	Nettles		

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Lamberth:

S. J. R. 23. BE IT RESOLVED By the Senate, the House concurring, that when the two Houses adjourn today, they adjourn to meet again Friday, May 31st, 1957, at 10:00 o'clock A. M.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Davis the rules were suspended and the House concurred in and adopted the S. J. R. 23 set out in the above and foregoing Message from the Senate.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Tallapoosa)	Oden
Adams (Jefferson)	Edwards (Escambia)	Kelly	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Killough	Pirkle
Albea	Faulk	Law	Pruitt
Ashworth	Ferrell	Lee (Lawrence)	Ramey
Bassett	Franklin	Locke (Choctaw)	Reynolds
Bradford	Gilmer	Locke (Perry)	Richardson
Brannan	Gist	Love	Shumate
Branyon	Goodwyn	McClendon (Chambers)	Solomon
Brassell	Gregory	McKay	Speaks
Brooks	Grouby	McLendon (Bullock)	Steagall
Brown (Lamar)	Hain	McNider	Stembridge
Burkhalter	Hall	Martin	Stokes
Callahan	Hanby	Mathison	Summerlin
Cornett	Hardy	Merrill	Taylor
Cox	Harrison	Money	Thomas
Crook	Hodges	Murphy	Vacca
Davis	Holliman	Nettles	Ward
deGraffenried	Hunt	Nice	Windle
Dement	Jenkins	Nolen	Wood
DeSear	Johnson (Elmore)		

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## BILLS ON THIRD READING RESUMED

H. 143. To amend Section 29 of Title 13 of the Code of 1940 as amended

Was taken up.

Mr. Goodwyn offered the following amendment to the bill, H. 143:

#### AMENDMENT TO H. B. 143

Amend H. B. 143 by striking therefrom Section 2 and inserting in lieu thereof the following:

Section 2. This Act shall become effective on October 1, 1959.

And the amendment was adopted.

Yeas 85; Nays 9.

Yeas:

Mr. Speaker	Faulk	Kendall	Perry
Adams (Jefferson)	Ferrell	Killough	Pruitt
Adams (Tallapoosa)	Franklin	Law	Ramey
Albea	Gilchrist	Lee (Barbour)	Reynolds
Ashworth	Gilmer	Lee (Lawrence)	Roberts
Bassett	Grouby	Locke (Choctaw)	Selman
Boyd	Hain	Locke (Perry)	Shumate
Brannan	Hall	Love	Simon
Brassell	Haltom	McClendon (Chambers)	Solomon
Brewer	Hanby	McKay	Speaks
Broadfoot	Hardy	McLendon (Bullock)	Steagall
Brooks	Harrison	McNider	Stembridge
Brown (Lee)	Harvey	Martin	Stokes
Burkhalter	Hawkins	Matthews	Summerlin
Cornett	Hodges	Mathison	Taylor
Crook	Holliman	Merrill	Thomas
deGraffenried	Hunt	Murphy	Tyson
Dement	Jenkins	Nice	Vacca
DeSear	Johnson (Elmore)	Nolen	Ward
Dickson	Johnson (Tallapoosa)	Oden	Windle
Edwards (Escambia)	Kaul	Payne	Wood
Edwards (Jefferson)			

—85

Nays:

Messrs.:	Cox	Gist	Money
Branyon	Davis	Gregory	Richardson
Brown (Lamar)	Dawkins		

—9

Mr. Nettles offered the following amendment to the bill, H. 143, as amended:

#### AMENDMENT TO HOUSE BILL NO. 143, AS AMENDED

Delete the words and figures Seventeen Thousand Five Hundred Dollars (\$17,500) where they appear therein, and substitute the words and figures Thirteen Thousand Two Hundred Dollars (\$13,200).

The motion of Mr. Goodwyn to lay on the table the amendment offered by Mr. Nettles was lost.

Yeas 44; Nays 49.

Yeas:

Mr. Speaker	Brewer	Faulk	Haltom
Adams (Jefferson)	Broadfoot	Gilchrist	Hanby
Adams (Tallapoosa)	Brown (Lee)	Gilmer	Hardy
Albea	Cornett	Goodwyn	Harrison
Brassell	deGraffenried	Hain	Hawkins

Hunt	Martin	Perry	Speaks
Lee (Barbour)	Mathison	Pruitt	Steagall
Lee (Lawrence)	Merrill	Roberts	Stokes
Love	Murphy	Selman	Thomas
McClendon (Chambers)	Nice	Simon	Tyson
McKay	Nolen	Solomon	Vacca

—44

*Nays:*

Messrs.:	Dawkins	Kelly	Payne
Ashworth	Dement	Kendall	Pirkle
Bassett	DeSear	Killough	Ramey
Boyd	Dickson	Law	Reynolds
Bradford	Edwards (Escambia)	Locke (Choctaw)	Richardson
Brannan	Gist	Locke (Perry)	Rodgers
Branyon	Gregory	McLendon (Bullock)	Shumate
Brooks	Grouby	McNider	Stembridge
Brown (Lamar)	Harvey	Money	Summerlin
Callahan	Holliman	Nettles	Taylor
Cox	Jenkins	Oakley	Windle
Crook	Johnson (Elmore)	Oden	Wood
Davis	Johnson (Tallapoosa)		

—49

On motion of Mr. Goodwyn, further consideration of the bill, H. 143, as amended, and pending amendment, was postponed until the next legislative day.

Yeas 49; Nays 45.

*Yeas:*

Mr. Speaker	Gilchrist	Kendall	Perry
Adams (Jefferson)	Gilmer	Law	Pruitt
Albea	Goodwyn	Lee (Barbour)	Roberts
Brassell	Gregory	Lee (Lawrence)	Selman
Brewer	Hain	McKay	Shumate
Broadfoot	Haltom	Martin	Solomon
Brown (Lee)	Hanby	Mathews	Speaks
Cornett	Hardy	Mathison	Steagall
Cox	Harrison	Merrill	Stokes
deGraffenried	Hawkins	Murphy	Thomas
Faulk	Hodges	Nice	Tyson
Ferrell	Hunt	Nolen	Vacca
Franklin			

—49

*Nays:*

Messrs.:	Dement	Killough	Pirkle
Ashworth	DeSear	Locke (Choctaw)	Ramey
Bassett	Dickson	Locke (Perry)	Reynolds
Boyd	Edwards (Escambia)	Love	Richardson
Bradford	Gist	McLendon (Bullock)	Rodgers
Brannan	Grouby	McNider	Stembridge
Branyon	Harvey	Money	Summerlin
Brooks	Holliman	Nettles	Taylor
Brown (Lamar)	Jenkins	Oakley	Ward
Callahan	Johnson (Elmore)	Oden	Windle
Crook	Kaul	Payne	Wood
Davis	Kelly		

—45

## H. 144 POSTPONED

On motion of Mr. Goodwyn, consideration of the bill, H. 144, was postponed until the next legislative day.

Yeas 60; Nays 31.

*Yeas:*

Mr. Speaker	Ferrell	Johnson (Tallapoosa)	Perry
Adams (Jefferson)	Franklin	Kendall	Pruitt
Albea	Gilchrist	Law	Ramey
Bassett	Gilmer	Lee (Barbour)	Roberts
Boyd	Goodwyn	Lee (Lawrence)	Selman
Brassell	Gregory	Locke (Choctaw)	Shumate
Brewer	Hain	Love	Simon
Broadfoot	Hall	Martin	Solomon
Brown (Lee)	Haltom	Mathews	Speaks
Burkhalter	Hanby	Mathison	Steagall
Callahan	Hardy	Merrill	Stembridge
Cornett	Harrison	Murphy	Stokes
Davis	Hawkins	Nice	Thomas
deGraffenried	Hodges	Nolen	Tyson
Faulk	Hunt	Payne	Vacca

—60

*Nays:*

Messrs.:	DeSear	Kaul	Oden
Ashworth	Edwards (Jefferson)	Kelly	Pirkle
Bradford	Gist	McClendon (Chambers)	Richardson
Branyon	Grouby	McLendon (Bullock)	Rodgers
Brooks	Harvey	McNider	Summerlin
Brown (Lamar)	Holliman	Money	Ward
Cox	Jenkins	Nettles	Windle
Dement	Johnson (Elmore)	Oakley	Wood

—31

And the bill:

H. 145. Relating to the compensation of circuit judges in Alabama Was taken up.

Mr. Goodwyn offered the following amendment to the bill, H. 145:

#### AMENDMENT TO H. B. 145

Amend H. B. 145 by striking therefrom the words "Beginning the first Monday after the second Tuesday in January 1959" and inserting in lieu thereof the following: "Beginning October 1, 1959"

And the amendment was adopted.

Yeas 83; Nays 9.

*Yeas:*

Mr. Speaker	Cox	Hain	Kendall
Adams (Jefferson)	Crook	Hall	Killough
Albea	Davis	Haltom	Law
Ashworth	deGraffenried	Hanby	Lee (Barbour)
Bassett	DeSear	Hardy	Lee (Lawrence)
Boyd	Edwards (Escambia)	Harrison	Locke (Choctaw)
Brannan	Edwards (Jefferson)	Hawkins	Locke (Perry)
Brassell	Faulk	Hodges	Love
Brewer	Ferrell	Holliman	McClendon (Chambers)
Broadfoot	Gilchrist	Hunt	McLendon (Bullock)
Brown (Lee)	Gilmer	Jenkins	McNider
Burkhalter	Goodwyn	Johnson (Elmore)	Martin
Callahan	Gregory	Johnson (Tallapoosa)	Mathews
Cornett	Grouby	Kaul	Mathison

Merrill	Perry	Simon	Thomas
Murphy	Pruitt	Solomon	Tyson
Nice	Ramey	Speaks	Vacca
Nolen	Reynolds	Steagall	Ward
Oakley	Roberts	Stembridge	Windle
Oden	Selman	Stokes	Wood
Payne	Shumate	Taylor	

—83

*Yeas:*

Messrs.:	Dement	Harvey	Richardson
Brooks	Dickson	Money	Rodgers
Brown (Lamar)	Gist		

—9

Mr. Goodwyn offered the following amendment to the bill, H. 145, as amended:

## AMENDMENT TO HOUSE BILL 145, AS AMENDED

Amend H. B. 145 by striking the words and figures "Thirteen thousand and five hundred dollars (\$13,500)" where the same appear in lines three and four of said bill, and substitute in lieu thereof the words and figures "Eleven thousand five hundred dollars (\$11,500)".

The motion of Mr. Nettles to lay on the table the amendment offered by Mr. Goodwyn was lost.

Yeas 39; Nays 53.

*Yeas:*

Messrs.:	DeSear	Johnson (Tallapoosa)	Oakley
Ashworth	Dickson	Kelly	Oden
Bassett	Edwards (Escambia)	Killough	Payne
Bradford	Gist	Locke (Choctaw)	Pirkle
Branyon	Gregory	Locke (Perry)	Reynolds
Brooks	Grouby	Love	Richardson
Brown (Lamar)	Harvey	McLendon (Bullock)	Rodgers
Crook	Holliman	McNider	Summerlin
Davis	Hunt	Money	Taylor
Dawkins	Johnson (Elmore)	Nettles	Windle

—39

*Nays:*

Mr. Speaker	Edwards (Jefferson)	Jenkins	Ramey
Adams (Jefferson)	Faulk	Kendall	Roberts
Albea	Ferrell	Law	Selman
Boyd	Gilchrist	Lee (Barbour)	Simon
Brassell	Gilmer	Lee (Lawrence)	Solomon
Brewer	Goodwyn	Martin	Speaks
Broadfoot	Hain	Mathison	Steagall
Brown (Lee)	Hall	Merrill	Stembridge
Burkhalter	Haltom	Murphy	Stokes
Callahan	Hanby	Nice	Thomas
Cornett	Harrison	Nolen	Tyson
Cox	Hawkins	Perry	Vacca
deGraffenried	Hodges	Pruitt	Wood
Dement			

—53

And the question was upon the adoption of the amendment offered by Mr. Goodwyn to the bill, H. 145, as amended, and said amendment was adopted.

Yeas 71; Nays 26.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kendall	Reynolds
Adams (Jefferson)	Edwards (Jefferson)	Killough	Roberts
Adams (Tallapoosa)	Faulk	Law	Selman
Albea	Ferrell	Lee (Barbour)	Shumate
Ashworth	Gilchrist	Lee (Lawrence)	Simon
Bassett	Gilmer	McClendon (Chambers)	Solomon
Boyd	Goodwyn	McLendon (Bullock)	Speaks
Brannan	Hain	Martin	Steagall
Brassell	Hall	Mathews	Stembridge
Brewer	Haltom	Mathison	Stokes
Broadfoot	Hanby	Merrill	Taylor
Brown (Lamar)	Hardy	Murphy	Thomas
Brown (Lee)	Harrison	Nice	Tyson
Burkhalter	Hawkins	Nolen	Vacca
Callahan	Hodges	Oden	Ward
Cornett	Hunt	Perry	Windle
Davis	Johnson (Tallapoosa)	Pruitt	Wood
deGraffenried	Kaul	Ramey	

—71

Nays:

Messrs.:	Dickson	Johnson (Elmore)	Oakley
Bradford	Gist	Locke (Choctaw)	Payne
Brooks	Gregory	Locke (Perry)	Pirkle
Cox	Grouby	Love	Richardson
Dawkins	Harvey	McNider	Rodgers
Dement	Holliman	Money	Summerlin
DeSear	Jenkins	Nettles	

—26

## MOTION TO TABLE

Mr. Harrison moved to lay on the table the motion of Mr. Davis to postpone further consideration of the bill, H. 145, as amended, until the next legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Windle that the House adjourn until Friday, May 31, 1957, at ten o'clock A. M. was lost.

Yeas 27; Nays 68.

Yeas:

Messrs.:	DeSear	Kaul	Pirkle
Ashworth	Edwards (Escambia)	Kelly	Richardson
Branyon	Franklin	Nettles	Rodgers
Brown (Lamar)	Grouby	Oakley	Shumate
Cox	Harvey	Oden	Simon
Crook	Holliman	Payne	Summerlin
Davis	Johnson (Tallapoosa)	Perry	Windle

—27

Nays:

Mr. Speaker	Brannan	Callahan	Ferrell
Adams (Jefferson)	Brassell	Cornett	Gilchrist
Adams (Tallapoosa)	Brewer	Dawkins	Gilmer
Albea	Broadfoot	deGraffenried	Gist
Bassett	Brooks	Dement	Goodwyn
Boyd	Brown (Lee)	Dickson	Gregory
Bradford	Burkhalter	Faulk	Hain

Hall	Kendall	Mathison	Selman
Haltom	Law	Merrill	Solomon
Hanby	Lee (Barbour)	Money	Speaks
Hardy	Lee (Lawrence)	Murphy	Steagall
Harrison	Love	Nice	Stembridge
Hawkins	McClendon (Chambers)	Nolen	Stokes
Hodges	McKay	Pruitt	Thomas
Hunt	McLendon (Bullock)	Ramey	Tyson
Jenkins	McNider	Reynolds	Vacca
Johnson (Elmore)	Martin	Roberts	Wood

— 68

## BILLS ON THIRD READING RESUMED

H. 145. Relating to the compensation of circuit judges in Alabama  
As amended, was again taken up.

The question was upon the motion of Mr. Harrison to lay on the table the motion of Mr. Davis to postpone further consideration of the bill, H. 145, as amended, until the next legislative day, and the motion was adopted.

Yeas 54; Nays 47.

## Yeas:

Mr. Speaker	Faulk	Lee (Barbour)	Roberts
Adams (Jefferson)	Ferrell	Lee (Lawrence)	Rodgers
Albea	Gilchrist	Love	Selman
Brassell	Gilmer	McKay	Shumate
Brewer	Goodwyn	Martin	Simon
Broadfoot	Gregory	Mathews	Solomon
Brown (Lee)	Hain	Mathison	Speaks
Burkhalter	Haltom	Merrill	Steagall
Callahan	Hanby	Murphy	Stembridge
Cornett	Hardy	Nice	Stokes
deGraffenried	Harrison	Nolen	Thomas
Dement	Hawkins	Perry	Tyson
Edwards (Escambia)	Hodges	Pruitt	Vacca
Edwards (Jefferson)	Kendall		

—54

## Nays:

Messrs.:	Davis	Johnson (Tallapoosa)	Oakley
Adams (Tallapoosa)	Dawkins	Kaul	Oden
Ashworth	DeSear	Kelly	Payne
Bassett	Dickson	Killough	Pirkle
Boyd	Franklin	Law	Ramey
Bradford	Gist	Locke (Choctaw)	Reynolds
Brannan	Grouby	Locke (Perry)	Richardson
Branyon	Harvey	McClendon (Chambers)	Summerlin
Brooks	Holliman	McLendon (Bullock)	Taylor
Brown (Lamar)	Hunt	McNider	Ward
Cox	Jenkins	Money	Windle
Crook	Johnson (Elmore)	Nettles	Wood

—47

Mr. Nettles offered the following amendment to the bill, H. 145, as amended:

## AMENDMENT TO HOUSE BILL NO. 145, AS AMENDED

Delete the words and figures eleven thousand five hundred dollars (\$11,500) where they appear therein, and substitute the words and figures Nine Thousand Seven Hundred Dollars (\$9,700).

On motion of Mr. Goodwyn the amendment offered by Mr. Nettles was laid upon the table.

Yeas 51; Nays 44.

*Yeas:*

Mr. Speaker	Faulk	Lee (Barbour)	Roberts
Adams (Jefferson)	Ferrell	Lee (Lawrence)	Rodgers
Adams (Tallapoosa)	Gilchrist	Love	Selman
Albea	Gilmer	McClendon (Chambers)	Simon
Brassell	Goodwyn	McKay	Solomon
Brewer	Hain	Martin	Speaks
Broadfoot	Haltom	Mathison	Steagall
Brown (Lee)	Hanby	Merrill	Stembridge
Burkhalter	Harrison	Murphy	Stokes
Callahan	Hawkins	Nice	Thomas
Cornett	Hodges	Nolen	Tyson
deGraffenried	Hunt	Perry	Vacca
Edwards (Jefferson)	Law	Pruitt	

—51

*Nays:*

Messrs.:	Dawkins	Johnson (Elmore)	Oakley
Ashworth	Dement	Johnson (Tallapoosa)	Oden
Bassett	DeSear	Kelly	Payne
Boyd	Dickson	Kendall	Pirkle
Bradford	Edwards (Escambia)	Killough	Ramey
Brannan	Gist	Locke (Choctaw)	Richardson
Branyon	Gregory	Locke (Perry)	Summerlin
Brooks	Grouby	McLendon (Bullock)	Taylor
Brown (Lamar)	Harvey	McNider	Ward
Cox	Holliman	Money	Windle
Crook	Jenkins	Nettles	Wood
Davis			

—44

And said bill, H. 145, as amended, was read a third time at length and passed.

Yeas 65; Nays 31.

*Yeas:*

Mr. Speaker	Dickson	Killough	Ramey
Adams (Jefferson)	Edwards (Escambia)	Law	Reynolds
Adams (Tallapoosa)	Edwards (Jefferson)	Lee (Barbour)	Roberts
Albea	Faulk	Lee (Lawrence)	Selman
Bassett	Gilchrist	McClendon (Chambers)	Shumate
Boyd	Gilmer	McKay	Simon
Brannan	Goodwyn	Martin	Solomon
Brassell	Hain	Mathews	Speaks
Brewer	Hall	Mathison	Steagall
Broadfoot	Haltom	Merrill	Stembridge
Brown (Lamar)	Hanby	Murphy	Stokes
Brown (Lee)	Hardy	Nice	Taylor
Burkhalter	Harrison	Nolen	Thomas
Callahan	Hawkins	Oden	Tyson
Cornett	Hodges	Perry	Vacca
Davis	Kendall	Pruitt	Wood
deGraffenried			

—65

*Nays:*

Messrs.:	Branyon	Dawkins	Gist
Ashworth	Brooks	Dement	Gregory
Bradford	Cox	DeSear	Grouby



Harvey	Locke (Choctaw)	Money	Richardson
Holliman	Locke (Perry)	Nettles	Rodgers
Jenkins	Love	Oakley	Summerlin
Johnson (Elmore)	McLendon (Bullock)	Payne	Ward
Kaul	McNider	Pirkle	Windle

—31

## MOTION TO RECONSIDER TABLED

On motion of Mr. McKay, his motion to reconsider the vote by which the bill, H. 145, as amended, was passed, was laid upon the table.

Yeas 47; Nays 25.

## Yeas:

Mr. Speaker	Ferrell	Love	Roberts
Adams (Jefferson)	Gilchrist	McKay	Selman
Albea	Gilmer	Martin	Simon
Brassell	Hain	Mathews	Solomon
Brewer	Hall	Mathison	Speaks
Broadfoot	Haltom	Merrill	Steagall
Brown (Lee)	Hanby	Murphy	Stembridge
Burkhalter	Hardy	Nice	Stokes
Cornett	Harrison	Nolen	Tyson
deGraffenried	Hawkins	Oden	Vacca
Edwards (Escambia)	Hodges	Perry	Wood
Faulk	Lee (Lawrence)	Pruitt	

—47

## Nays:

Messrs.:	DeSear	Locke (Choctaw)	Payne
Ashworth	Gist	Locke (Perry)	Pirkle
Bradford	Goodwyn	McLendon (Bullock)	Richardson
Branyon	Gregory	McNider	Rodgers
Brown (Lamar)	Harvey	Money	Ward
Davis	Holliman	Oakley	Windle
Dement	Johnson (Elmore)		

—25

And the bill:

H. 199. To amend Section 3, of Title 54, Code of Alabama, 1940, which provides for the salary of Deputy Sheriffs,

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 94; Nays 1.

## Yeas:

Mr. Speaker	Burkhalter	Gist	Jenkins
Adams (Jefferson)	Callahan	Goodwyn	Johnson (Elmore)
Adams (Tallapoosa)	Cornett	Gregory	Johnson (Tallapoosa)
Albea	Cox	Grouby	Kaul
Ashworth	Crook	Hain	Kelly
Bassett	Dawkins	Hall	Kendall
Boyd	deGraffenried	Haltom	Killough
Bradford	Dement	Hanby	Law
Brannan	Dickson	Hardy	Lee (Barbour)
Branyon	Edwards (Escambia)	Harrison	Lee (Lawrence)
Brassell	Faulk	Harvey	Locke (Choctaw)
Broadfoot	Ferrell	Hawkins	Love
Brooks	Franklin	Hodges	McClendon (Chambers)
Brown (Lamar)	Gilchrist	Holliman	McKay
Brown (Lee)	Gilmer	Hunt	McLendon (Bullock)

McNider	Oakley	Roberts	Stokes
Martin	Oden	Rodgers	Taylor
Mathews	Payne	Shumate	Thomas
Mathison	Perry	Simon	Tyson
Merrill	Pirkle	Solomon	Vacca
Money	Pruitt	Speaks	Ward
Murphy	Ramey	Steagall	Windle
Nettles	Reynolds	Stembridge	Wood
Nolen	Richardson		
—94			
Nay:	Mr. Locke (Perry)		—1

And the bill:

H. 200. To amend Act No. 593, approved September 19, 1949, which authorized the county governing body of the several counties to purchase equipment or supplies and pay for services performed for the sheriff reasonably necessary for the suppression of crime, the apprehension of criminals, or the performance of the sheriff's duties.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 79; Nays 6.

Yeas:

Mr. Speaker	Faulk	Kendall	Payne
Adams (Jefferson)	Ferrell	Killough	Pirkle
Albea	Franklin	Law	Pruitt
Ashworth	Gilmer	Lee (Barbour)	Ramey
Bassett	Gist	Lee (Lawrence)	Reynolds
Boyd	Goodwyn	Locke (Choctaw)	Rodgers
Bradford	Gregory	Love	Simon
Brannan	Grouby	McKay	Solomon
Brassell	Hall	McLendon (Bullock)	Speaks
Brooks	Hanby	McNider	Steagall
Brown (Lee)	Hardy	Martin	Stembridge
Burkhalter	Harrison	Mathews	Stokes
Callahan	Harvey	Mathison	Taylor
Cornett	Hawkins	Merrill	Thomas
Cox	Holliman	Money	Tyson
Crook	Hunt	Murphy	Vacca
Dawkins	Jenkins	Nettles	Ward
deGraffenried	Johnson (Elmore)	Nolen	Windle
Dickson	Johnson (Tallapoosa)	Oakley	Wood
Edwards (Escambia)	Kelly	Oden	
—79			

Nays:

Messrs.:	Brown (Lamar)	Gilchrist	Perry
Branyon	Dement	Kaul	—6

#### MOTION TO SUSPEND RULES LOST

The motion of Mr. Gilchrist to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 34, was lost.

Yeas 46; Nays 43.

Yeas:

Mr. Speaker	Brannan	Broadfoot	deGraffenried
Adams (Jefferson)	Branyon	Brown (Lamar)	Dement
Albea	Brassell	Burkhalter	Edwards (Escambia)
Ashworth	Brewer	Cox	Ferrell

Gilchrist	Harrison	McKay	Roberts
Gist	Hawkins	Murphy	Rodgers
Goodwyn	Hunt	Nice	Shumate
Gregory	Kelly	Nolen	Simon
Grouby	Kendall	Oden	Stembridge
Hall	Lee (Lawrence)	Perry	Tyson
Haltom	Love	Reynolds	Vacca
Hanby	McClendon (Chambers)		

—46

*Nays:*

Messrs.:	Dickson	Law	Oakley
Bassett	Faulk	Lee (Barbour)	Pirkle
Boyd	Franklin	Locke (Choctaw)	Pruitt
Bradford	Gilmer	Locke (Perry)	Ramey
Brooks	Hain	McLendon (Bullock)	Richardson
Brown (Lee)	Hardy	McNider	Speaks
Callahan	Harvey	Martin	Steagall
Cornett	Holliman	Mathison	Taylor
Crook	Johnson (Elmore)	Merrill	Thomas
Dawkins	Johnson (Tallapoosa)	Money	Windle
DeSear	Killough	Nettles	Wood

—43

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Jenkins to suspend the rules in order to take up for immediate consideration the third reading of the bill, S. 51, was adopted.

Yeas 90; Nays 0.

*Yeas:*

Mr. Speaker	Edwards (Escambia)	Kelly	Payne
Adams (Jefferson)	Edwards (Jefferson)	Killough	Perry
Albea	Faulk	Law	Pirkle
Ashworth	Ferrell	Lee (Barbour)	Pruitt
Bassett	Franklin	Lee (Lawrence)	Ramey
Boyd	Gilchrist	Locke (Choctaw)	Reynolds
Bradford	Gilmer	Locke (Perry)	Richardson
Brannan	Gist	Love	Roberts
Branyon	Gregory	McClendon (Chambers)	Rodgers
Brassell	Grouby	McKay	Shumate
Broadfoot	Hain	McLendon (Bullock)	Simon
Brooks	Hall	McNider	Solomon
Brown (Lamar)	Haltom	Martin	Speaks
Brown (Lee)	Hanby	Mathews	Steagall
Burkhalter	Hardy	Mathison	Stembridge
Callahan	Harrison	Merrill	Stokes
Cornett	Harvey	Money	Thomas
Cox	Hawkins	Murphy	Tyson
Crook	Holliman	Nettles	Vacca
deGraffenried	Hunt	Nolen	Ward
Dement	Johnson (Elmore)	Oakley	Windle
DeSear	Johnson (Tallapoosa)	Oden	Wood
Dickson	Kaul		

—90

## And the bill:

S. 51. To validate in certain cases elections heretofore held in school districts and counties for the purpose of authorizing a special tax for any school purpose, or for school purposes generally, under the Constitution, or for the purpose of authorizing any such tax and the consolidation of school districts.

Was read a third time at length and passed.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	Faulk	Kelly	Oden
Albea	Ferrell	Kendall	Payne
Ashworth	Franklin	Killough	Perry
Bassett	Gilchrist	Law	Pirkle
Boyd	Gilmer	Lee (Barbour)	Pruitt
Bradford	Gist	Lee (Lawrence)	Ramey
Branyon	Goodwyn	Locke (Choctaw)	Reynolds
Brassell	Gregory	Locke (Perry)	Roberts
Broadfoot	Grouby	Love	Rodgers
Brooks	Hain	McClendon (Chambers)	Simon
Brown (Lamar)	Hall	McKay	Solomon
Brown (Lee)	Haltom	McLendon (Bullock)	Speaks
Burkhalter	Hanby	McNider	Steagall
Callahan	Hardy	Martin	Stembridge
Cornett	Harrison	Mathews	Stokes
Cox	Harvey	Mathison	Taylor
Crook	Hawkins	Merrill	Thomas
deGraffenried	Holliman	Money	Vacca
Dement	Hunt	Murphy	Ward
DeSear	Jenkins	Nettles	Windle
Dickson	Johnson (Elmore)	Nolen	Wood
Edwards (Escambia)			

—89

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Perry to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 85, was adopted.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	Dickson	Kaul	Oden
Albea	Edwards (Escambia)	Kelly	Payne
Ashworth	Edwards (Jefferson)	Kendall	Pirkle
Bassett	Faulk	Killough	Pruitt
Boyd	Ferrell	Law	Reynolds
Bradford	Franklin	Lee (Barbour)	Richardson
Brannan	Gilchrist	Lee (Lawrence)	Roberts
Branyon	Gilmer	Locke (Choctaw)	Rodgers
Brassell	Gist	Locke (Perry)	Selman
Broadfoot	Gregory	Love	Shumate
Brooks	Hain	McClendon (Chambers)	Simon
Brown (Lamar)	Hall	McKay	Solomon
Brown (Lee)	Haltom	McLendon (Bullock)	Speaks
Burkhalter	Hanby	McNider	Steagall
Callahan	Hardy	Martin	Stembridge
Cornett	Harrison	Mathews	Stokes
Cox	Harvey	Mathison	Thomas
Crook	Hawkins	Murphy	Tyson
Davis	Holliman	Nettles	Vacca
Dawkins	Hunt	Nice	Ward
deGraffenried	Jenkins	Nolen	Windle
Dement	Johnson (Elmore)		

—90

And the bill:

H. 85. To amend Section 29 of an act known as the "Alabama Coal Mine Safety Law of 1949" (Act No. 207, S. 134, Acts of Alabama, Regular Session 1949, p. 242), to provide for the use of millisecond blasting in conformity with the requirements prescribed by the Bureau of Mines of the United States Department of the Interior.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 93; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kaul	Payne
Adams (Jefferson)	Faulk	Kelly	Perry
Albea	Ferrell	Kendall	Pirkle
Ashworth	Franklin	Killough	Pruitt
Bassett	Gilchrist	Lee (Barbour)	Ramey
Boyd	Gilmer	Lee (Lawrence)	Reynolds
Bradford	Gist	Locke (Choctaw)	Richardson
Brannan	Goodwyn	Locke (Perry)	Roberts
Branyon	Gregory	Love	Rodgers
Brassell	Grouby	McClendon (Chambers)	Selman
Broadfoot	Hain	McKay	Shumate
Brown (Lamar)	Hall	McLendon (Bullock)	Simon
Brown (Lee)	Haltom	McNider	Solomon
Burkhalter	Hanby	Martin	Speaks
Callahan	Hardy	Mathews	Steagall
Cornett	Harrison	Mathison	Stembridge
Crook	Harvey	Merrill	Taylor
Davis	Hawkins	Murphy	Thomas
Dawkins	Holliman	Nettles	Tyson
deGraffenried	Hunt	Nice	Vacca
Dement	Jenkins	Nolen	Ward
DeSear	Johnson (Elmore)	Oakley	Windle
Dickson	Johnson (Tallapoosa)	Oden	Wood
Edwards (Escambia)			

—93

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Nice to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 82, was adopted.

Yeas 74; Nays 3.

Yeas:

Mr. Speaker	deGraffenried	Hardy	McClendon (Chambers)
Adams (Jefferson)	Dement	Harrison	McKay
Adams (Tallapoosa)	Dickson	Hawkins	McLendon (Bullock)
Albea	Edwards (Escambia)	Holliman	McNider
Ashworth	Edwards (Jefferson)	Hunt	Martin
Bassett	Ferrell	Jenkins	Mathews
Boyd	Franklin	Johnson (Elmore)	Merrill
Bradford	Gilchrist	Johnson (Tallapoosa)	Murphy
Brannan	Gilmer	Kelly	Nettles
Branyon	Gist	Kendall	Nice
Brassell	Goodwyn	Killough	Nolen
Brooks	Gregory	Law	Oakley
Burkhalter	Grouby	Lee (Barbour)	Oden
Callahan	Hain	Lee (Lawrence)	Payne
Dawkins	Hall	Locke (Choctaw)	Perry

Pirkle	Rodgers	Speaks	Thomas	
Pruitt	Selman	Steagall	Vacca	
Reynolds	Simon	Taylor	Wood	
Roberts	Solomon			—74
Nays:	Messrs. Hanby, Richardson and Stokes			—3

## MOTION TO ADJOURN LOST

The motion of Mr. Hanby that the House adjourn until Friday, May 31, 1957, at ten o'clock A. M. was lost.

Yeas 41; Nays 50.

Yeas:

Messrs.:	Dickson	Locke (Choctaw)	Richardson	
Albea	Edwards (Escambia)	Locke (Perry)	Rodgers	
Branyon	Franklin	Love	Selman	
Brooks	Gilchrist	Mathews	Shumate	
Brown (Lamar)	Gregory	Mathison	Simon	
Brown (Lee)	Hanby	Money	Stokes	
Burkhalter	Harvey	Nettles	Taylor	
Callahan	Holliman	Payne	Tyson	
Cox	Johnson (Tallapoosa)	Pirkle	Ward	
Davis	Kaul	Ramey	Windle	
DeSear	Kelly			—41

Nays:

Mr. Speaker	Edwards (Jefferson)	Johnson (Elmore)	Nice	
Adams (Jefferson)	Faulk	Kendall	Nolen	
Ashworth	Ferrell	Killough	Oakley	
Bassett	Gilmer	Law	Oden	
Boyd	Gist	Lee (Barbour)	Roberts	
Bradford	Goodwyn	Lee (Lawrence)	Solomon	
Brannan	Grouby	McClendon (Chambers)	Speaks	
Brassell	Hain	McKay	Steagall	
Cornett	Hall	McNider	Stembridge	
Crook	Haltom	Martin	Thomas	
Dawkins	Hardy	Merrill	Vacca	
deGraffenried	Harrison	Murphy	Wood	
Dement	Hunt			—50

## BILLS ON THIRD READING RESUMED

H. 82 (with amendment). Providing further for prevention, care, treatment and rehabilitation of alcoholics; authorizing the Commission on Education with Respect to Alcoholism to establish outpatient clinics for limited care and treatment of alcoholics; authorizing the use of hospital beds wherever accessible and certain psychiatric services for the hospitalization and care and treatment of alcoholics; providing for the appointment, duties and compensation of an administrator for the Commission, providing for the appointment, duties and compensation of personnel necessary to carry out the provisions of this Act; and the keeping of records, information and research incident thereto; directing the Commission to investigate the financial condition of alcoholics requesting care and treatment at any of the clinics or other hospitals where beds are accessible, and to assess and collect from any such person that portion of the cost of his or her care and treatment as he or she is financially able to pay; making appropriations for the purpose of carrying out the provisions of this Act.

Was taken up.

The question was upon the adoption of the amendment reported by

the Standing Committee on Ways and Means, said committee amendment being as follows:

#### WAYS AND MEANS COMMITTEE AMENDMENT TO H. B. 82

Amend H. B. 82 by striking therefrom Section 7 and provide that Sections 8 and 9 respectively be designated Sections 7 and 8 respectively.

Further Amend Said bill by striking therefrom Section 6 of the bill and inserting the following paragraph which will become Section 6 of H. B. 82:

"Section 6. The Commission is authorized to rent or lease land, buildings and purchase equipment now available and deemed necessary and suitable for carrying into effect the provisions of this Act. The Commission shall have the management and control of such land, buildings, equipment and facilities so rented or leased and all its financial affairs shall be so conducted subject to the laws of the State of Alabama pertaining to the conduct of the financial affairs of boards, Commissions, and individual agencies. The Commission is authorized to contract with hospitals or institutions not under its control for the care, custody and treatment of alcoholics."

And the amendment was adopted.

Yeas 81; Nays 1.

Yeas:

Mr. Speaker	Franklin	Kendall	Oden
Adams (Jefferson)	Gilchrist	Killough	Payne
Albea	Gilmer	Law	Perry
Ashworth	Gist	Lee (Barbour)	Pruitt
Bassett	Goodwyn	Lee (Lawrence)	Ramey
Boyd	Grouby	Locke (Choctaw)	Reynolds
Bradford	Hain	Locke (Perry)	Roberts
Brannan	Hall	McClendon (Chambers)	Selman
Branyon	Haltom	McKay	Shumate
Brassell	Hanby	McLendon (Bullock)	Simon
Brooks	Hardy	McNider	Solomon
Brown (Lamar)	Harrison	Martin	Speaks
Brown (Lee)	Harvey	Mathews	Steagall
Callahan	Hawkins	Mathison	Stembridge
Dawkins	Holliman	Merrill	Stokes
deGraffenried	Hunt	Money	Taylor
Dement	Jenkins	Murphy	Thomas
Dickson	Johnson (Elmore)	Nice	Vacca
Edwards (Escambia)	Johnson (Tallahpoosa)	Nolen	Ward
Edwards (Jefferson)	Kaul	Oakley	Wood
Ferrell			

—81

Nay: Mr. Richardson

—1

#### MOTION TO TABLE ADOPTED

The motion of Mr. Nice to lay on the table the motion of Mr. Hanby to postpone further consideration of the bill, H. 82, as amended, until the ninth legislative day, was adopted.

Yeas 60; Nays 23.

Yeas:

Mr. Speaker	Albea	Bradford	Cox
Adams (Jefferson)	Bassett	Brassell	Dawkins
Adams (Tallahpoosa)	Boyd	Brown (Lee)	deGraffenried

Dement	Haltom	Mathison	Selman
Edwards (Escambia)	Hardy	Merrill	Shumate
Edwards (Jefferson)	Hunt	Money	Simon
Faulk	Jenkins	Murphy	Solomon
Ferrell	Kaul	Nice	Speaks
Gilmer	Kendall	Nolen	Stembridge
Gist	Lee (Barbour)	Oakley	Stokes
Goodwyn	Lee (Lawrence)	Oden	Taylor
Gregory	Love	Payne	Thomas
Grouby	McLendon (Bullock)	Perry	Vacca
Hain	McNider	Reynolds	Ward
Hall	Martin	Rodgers	Wood

—60

*Nays:*

Messrs.:	Callahan	Hanby	McKay
Ashworth	Cornett	Holliman	Nettles
Brannan	Davis	Johnson (Elmore)	Pirkle
Branyon	Dickson	Killough	Richardson
Brown (Lamar)	Franklin	Law	Roberts
Burkhalter	Gilchrist	Locke (Choctaw)	Steagall

—23

And said bill, H. 82, as amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 94; Nays 1.

*Yeas:*

Mr. Speaker	Dickson	Kaul	Oakley
Adams (Jefferson)	Edwards (Escambia)	Kelly	Oden
Adams (Tallapoosa)	Edwards (Jefferson)	Kendall	Payne
Albea	Faulk	Killough	Perry
Ashworth	Ferrell	Law	Pruitt
Bassett	Franklin	Lee (Barbour)	Reynolds
Boyd	Gilchrist	Lee (Lawrence)	Richardson
Bradford	Gilmer	Locke (Choctaw)	Roberts
Brannan	Gist	Locke (Perry)	Selman
Branyon	Goodwyn	Love	Shumate
Brassell	Gregory	McClendon (Chambers)	Simon
Broadfoot	Grouby	McKay	Solomon
Brooks	Hain	McLendon (Bullock)	Speaks
Brown (Lamar)	Hall	McNider	Steagall
Brown (Lee)	Haltom	Martin	Stembridge
Burkhalter	Hardy	Mathews	Stokes
Callahan	Harrison	Mathison	Taylor
Cornett	Harvey	Merrill	Thomas
Crook	Hawkins	Money	Tyson
Davis	Holliman	Murphy	Vacca
Dawkins	Hunt	Nettles	Ward
deGraffenried	Jenkins	Nice	Windle
Dement	Johnson (Elmore)	Nolen	Wood
DeSear	Johnson (Tallapoosa)		

—94

*Nay:* Mr. Rodgers

—1

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Dawkins to suspend the rules in order to take up for immediate consideration the third readings of the bills, H. 134 and H. 135, was adopted.



Yeas 87; Nays 1.

Yeas:

Mr. Speaker	Dickson	Johnson (Tallapoosa)	Oden
Adams (Jefferson)	Edwards (Escambia)	Kelly	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Kendall	Perry
Albea	Faulk	Killough	Pirkle
Boyd	Ferrell	Law	Pruitt
Bradford	Franklin	Lee (Barbour)	Roberts
Brannan	Gilchrist	Lee (Lawrence)	Selman
Branyon	Gilmer	Locke (Choctaw)	Shumate
Brassell	Goodwyn	Locke (Perry)	Simon
Broadfoot	Gregory	Love	Solomon
Brooks	Grouby	McClendon (Chambers)	Speaks
Brown (Lamar)	Hain	McKay	Steagall
Brown (Lee)	Hall	McLendon (Bullock)	Stembridge
Burkhalter	Haltom	McNider	Stokes
Cornett	Hardy	Martin	Summerlin
Cox	Harrison	Mathews	Taylor
Crook	Harvey	Mathison	Thomas
Davis	Hawkins	Merrill	Vacca
Dawkins	Holliman	Money	Ward
deGraffenried	Hunt	Murphy	Windle
Dement	Jenkins	Nice	Wood
DeSear	Johnson (Elmore)	Nolen	—87

Nay: Mr. Rodgers

—1

And the bill:

H. 134. To provide for licensing manufacturers, distillers, vintners, distributors and producers of alcoholic beverages who sell to the Alabama Alcoholic Beverage Control Board, and to provide for the disposition of monies collected under this act, and to repeal all laws in conflict herewith.

Was taken up.

Mr. Dawkins offered the following amendment to the bill, H. 134:

#### AMENDMENT OF H. B. 134

Strike out the phrase "ten cents per case" appearing in the second line from the bottom of page 1 of the bill and insert in lieu thereof the phrase "five cents per case"

Also, on page 2 of the bill, strike out the phrase "ten cents per case" appearing in the third line from the top of the page and insert in lieu thereof the phrase "five cents per case"

And the amendment was adopted.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Broadfoot	Dement	Gilmer
Adams (Jefferson)	Brooks	DeSear	Gist
Albea	Brown (Lamar)	Dickson	Goodwyn
Bassett	Brown (Lee)	Edwards (Escambia)	Grouby
Boyd	Burkhalter	Edwards (Jefferson)	Hain
Bradford	Cornett	Faulk	Hall
Brannan	Crook	Ferrell	Haltom
Branyon	Davis	Franklin	Hardy
Brassell	deGraffenried	Gilchrist	Harrison

Harvey	Love	Oakley	Solomon
Hawkins	McClendon (Chambers)	Oden	Speaks
Holliman	McKay	Payne	Steagall
Hunt	McLendon (Bullock)	Perry	Stembridge
Jenkins	McNider	Pirkle	Stokes
Johnson (Elmore)	Martin	Pruitt	Summerlin
Johnson (Tallapoosa)	Mathews	Ramey	Taylor
Kendall	Mathison	Richardson	Thomas
Killough	Merrill	Roberts	Tyson
Law	Money	Rodgers	Vacca
Lee (Barbour)	Murphy	Selman	Ward
Lee (Lawrence)	Nettles	Shumate	Windle
Locke (Choctaw)	Nolen	Simon	Wood
Locke (Perry)			

—89

And said bill, H. 134, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 94; Nays 0.

Yeas:

Mr. Speaker	Dickson	Kelly	Oden
Adams (Jefferson)	Edwards (Escambia)	Kendall	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Killough	Perry
Albea	Faulk	Law	Pirkle
Ashworth	Ferrell	Lee (Barbour)	Ramey
Bassett	Franklin	Lee (Lawrence)	Reynolds
Boyd	Gilchrist	Locke (Choctaw)	Richardson
Bradford	Gilmer	Locke (Perry)	Roberts
Brannan	Gist	Love	Selman
Branyon	Goodwyn	McClendon (Chambers)	Shumate
Brassell	Gregory	McKay	Simon
Broadfoot	Grouby	McLendon (Bullock)	Solomon
Brooks	Hain	McNider	Speaks
Brown (Lamar)	Hall	Martin	Steagall
Brown (Lee)	Haltom	Mathews	Stembridge
Burkhalter	Hardy	Mathison	Stokes
Callahan	Harrison	Merrill	Summerlin
Cornett	Hawkins	Money	Taylor
Crook	Holliman	Murphy	Thomas
Davis	Hunt	Nettles	Tyson
Dawkins	Jenkins	Nice	Vacca
deGraffenried	Johnson (Elmore)	Nolen	Ward
Dement	Johnson (Tallapoosa)	Oakley	Wood
DeSear	Kaul		

—94

And the bill:

H. 135. To amend Section 5, Title 29, Code of Alabama 1940.

Was taken up.

Mr. Dawkins offered the following amendment to the bill, H. 135:

#### AMENDMENT TO H. B. 135

Amend Section 5 of the bill by adding thereto the following paragraph:

"The Alcoholic Beverage Control Board shall be subject to regular examinations by the Examiners of Public Accounts the same as all other state agencies."

And the amendment was adopted.

Yeas 93; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kaul	Payne
Adams (Jefferson)	Edwards (Jefferson)	Kelly	Perry
Adams (Tallapoosa)	Faulk	Kendall	Pruitt
Albea	Ferrell	Killough	Reynolds
Ashworth	Franklin	Law	Richardson
Bassett	Gilchrist	Lee (Barbour)	Roberts
Boyd	Gilmer	Lee (Lawrence)	Rodgers
Bradford	Gist	Locke (Choctaw)	Selman
Brannan	Goodwyn	Locke (Perry)	Shumate
Branyon	Gregory	McClendon (Chambers)	Simon
Brassell	Grouby	McKay	Solomon
Brooks	Hain	McLendon (Bullock)	Speaks
Brown (Lamar)	Hall	McNider	Steagall
Brown (Lee)	Haltom	Martin	Stembridge
Burkhalter	Hardy	Mathews	Stokes
Callahan	Harrison	Mathison	Summerlin
Cornett	Harvey	Merrill	Taylor
Crook	Hawkins	Murphy	Thomas
Davis	Holliman	Nettles	Tyson
Dawkins	Hunt	Nice	Vacca
deGraffenried	Jenkins	Nolen	Ward
Dement	Johnson (Elmore)	Oakley	Windle
DeSear	Johnson (Tallapoosa)	Oden	Wood
Dickson			

—93

On motion of Mr. Dawkins, further consideration of the bill, H. 135, as amended, was postponed until the next legislative day.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kelly	Oden
Adams (Jefferson)	Faulk	Kendall	Payne
Adams (Tallapoosa)	Ferrell	Killough	Perry
Albea	Franklin	Law	Richardson
Ashworth	Gilmer	Lee (Barbour)	Roberts
Boyd	Gist	Lee (Lawrence)	Rodgers
Bradford	Goodwyn	Locke (Choctaw)	Selman
Brannan	Gregory	Locke (Perry)	Shumate
Branyon	Grouby	Love	Simon
Brassell	Hain	McClendon (Chambers)	Solomon
Brown (Lamar)	Hall	McKay	Speaks
Cornett	Haltom	McLendon (Bullock)	Steagall
Crook	Harrison	McNider	Stembridge
Davis	Harvey	Martin	Stokes
Dawkins	Hawkins	Mathison	Summerlin
deGraffenried	Holliman	Merrill	Taylor
Dement	Hunt	Murphy	Thomas
DeSear	Jenkins	Nettles	Tyson
Dickson	Johnson (Elmore)	Nice	Vacca
Edwards (Escambia)	Johnson (Tallapoosa)	Oakley	Ward

—80

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Lee (Barbour) to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 18, was adopted.

Yeas 72; Nays 4.

Yeas:

Mr. Speaker	Dickson	Jenkins	Nettles
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Tallapoosa)	Oakley
Albea	Edwards (Jefferson)	Kendall	Oden
Ashworth	Faulk	Killough	Payne
Bassett	Franklin	Law	Perry
Boyd	Gilchrist	Lee (Barbour)	Pruitt
Bradford	Gilmer	Lee (Lawrence)	Rodgers
Brannan	Gist	Locke (Choctaw)	Selman
Branyon	Goodwyn	Locke (Perry)	Shumate
Brassell	Grouby	Love	Simon
Broadfoot	Hain	McClendon (Chambers)	Solomon
Brooks	Hall	McKay	Steagall
Brown (Lamar)	Haltom	McLendon (Bullock)	Stembridge
Cornett	Hanby	McNider	Stokes
Crook	Hardy	Martin	Taylor
Davis	Harrison	Mathison	Thomas
Dement	Harvey	Merrill	Vacca
DeSear	Hawkins	Murphy	Windle

—72

Nays: Messrs. Gregory, Richardson, Speaks and Ward

—4

And the bill:

H. 18 (with amendment). To amend further Section 2 of Title 51 of the Code of Alabama, 1940, which relates to exemptions of persons and property from ad valorem taxation.

Was taken up.

The question was upon the adoption of the amendment reported by the Standing Committee on Ways and Means, said committee amendment being as follows:

#### WAYS AND MEANS COMMITTEE AMENDMENT TO H. B. 18

Amend H. B. 18 by striking out the phrase "All cotton or agricultural products" appearing in subsection (h) on page one of the bill and insert the following in lieu thereof:

"All cotton, livestock or agricultural products"

Also, put a period after the word "poultry" appearing in subsection (o) on page two of the bill and strike out the words "raised or kept by any person and of value not more than one hundred dollars."

And the amendment was adopted.

Yeas 94; Nays 0.

Yeas:

Mr. Speaker	Broadfoot	Dement	Gist
Albea	Brooks	DeSear	Goodwyn
Ashworth	Brown (Lamar)	Dickson	Gregory
Bassett	Brown (Lee)	Edwards (Escambia)	Grouby
Boyd	Callahan	Edwards (Jefferson)	Hain
Bradford	Cornett	Faulk	Hall
Brannan	Crook	Ferrell	Haltom
Branyon	Davis	Franklin	Hanby
Brassell	Dawkins	Gilchrist	Hardy
Brewer	deGraffenried	Gilmer	Harrison

Harvey	Locke (Perry)	Oden	Solomon
Hawkins	Love	Payne	Speaks
Holliman	McClendon (Chambers)	Perry	Steagall
Hunt	McKay	Pirkle	Stembridge
Jenkins	McLendon (Bullock)	Pruitt	Stokes
Johnson (Elmore)	McNider	Ramey	Summerlin
Johnson (Tallapoosa)	Martin	Reynolds	Taylor
Kelly	Mathews	Richardson	Thomas
Kendall	Mathison	Roberts	Tyson
Killough	Merrill	Rodgers	Vacca
Law	Murphy	Selman	Ward
Lee (Barbour)	Nettles	Shumate	Windle
Lee (Lawrence)	Nolen	Simon	Wood
Locke (Choctaw)	Oakley		

—94

Mr. Haltom offered the following amendment to the bill, H. 18, as amended:

#### AMENDMENT TO H. B. 18, AS AMENDED

Strike out Section 2 of the bill, as amended, and substitute the following as a new Section 2:

Section 2. This Act shall become effective on October 1, 1957.

And the amendment was adopted.

Yeas 93; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Killough	Pirkle
Albea	Franklin	Law	Pruitt
Ashworth	Gilchrist	Lee (Barbour)	Ramey
Bassett	Gilmer	Lee (Lawrence)	Reynolds
Boyd	Gist	Locke (Choctaw)	Richardson
Bradford	Goodwyn	Locke (Perry)	Roberts
Brannan	Gregory	Love	Rodgers
Branyon	Grouby	McClendon (Chambers)	Selman
Brassell	Hain	McKay	Shumate
Brewer	Hall	McLendon (Bullock)	Simon
Broadfoot	Haltom	McNider	Solomon
Brooks	Hanby	Martin	Speaks
Brown (Lamar)	Hardy	Mathews	Steagall
Brown (Lee)	Harrison	Mathison	Stembridge
Callahan	Harvey	Merrill	Stokes
Cornett	Hawkins	Murphy	Summerlin
Crook	Holliman	Nettles	Taylor
Dawkins	Hunt	Nice	Thomas
deGraffenried	Jenkins	Nolen	Tyson
Dement	Johnson (Elmore)	Oakley	Vacca
Dickson	Johnson (Tallapoosa)	Oden	Ward
Edwards (Escambia)	Kelly	Payne	Windle
Edwards (Jefferson)	Kendall	Perry	Wood
Faulk			

—93

And said bill, H. 18, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 93; Nays 1.

Yeas:

Mr. Speaker	Adams (Tallapoosa)	Ashworth	Boyd
Adams (Jefferson)	Albea	Bassett	Bradford

Brannan	Gilchrist	Lee (Barbour)	Pirkle
Branyon	Gilmer	Lee (Lawrence)	Pruitt
Brassell	Gist	Locke (Choctaw)	Ramey
Brewer	Goodwyn	Locke (Perry)	Reynolds
Broadfoot	Grouby	Love	Richardson
Brooks	Hain	McClendon (Chambers)	Roberts
Brown (Lamar)	Hall	McKay	Rodgers
Brown (Lee)	Haltom	McLendon (Bullock)	Shumate
Callahan	Hanby	McNider	Simon
Cornett	Hardy	Martin	Solomon
Crook	Harrison	Mathews	Speaks
Davis	Harvey	Mathison	Steagall
Dawkins	Hawkins	Merrill	Stembridge
deGraffenried	Holliman	Murphy	Stokes
Dement	Hunt	Nettles	Summerlin
DeSear	Jenkins	Nice	Taylor
Dickson	Johnson (Elmore)	Nolen	Thomas
Edwards (Escambia)	Johnson (Tallapoosa)	Oakley	Tyson
Edwards (Jefferson)	Kendall	Oden	Vacca
Faulk	Killough	Payne	Windle
Ferrell	Law	Perry	Wood
Franklin			—93
Nay:	Mr. Gregory		—1

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Merrill to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 193, was adopted.

Yeas 75; Nays 1.

Yeas:

Mr. Speaker	Dickson	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Oden
Adams (Tallapoosa)	Edwards (Jefferson)	Kendall	Perry
Albea	Faulk	Killough	Pruitt
Ashworth	Ferrell	Law	Ramey
Bassett	Franklin	Lee (Barbour)	Reynolds
Boyd	Gilchrist	Lee (Lawrence)	Richardson
Bradford	Gilmer	Locke (Choctaw)	Roberts
Branyon	Gist	McClendon (Chambers)	Selman
Brewer	Grouby	McKay	Simon
Broadfoot	Hain	McLendon (Bullock)	Solomon
Brown (Lamar)	Hall	McNider	Speaks
Brown (Lee)	Haltom	Martin	Steagall
Cornett	Hanby	Mathews	Stembridge
Crook	Hardy	Mathison	Stokes
Davis	Harrison	Murphy	Taylor
deGraffenried	Harvey	Nettles	Vacca
Dement	Hawkins	Nice	Wood
DeSear	Hunt	Nolen	—75
Nay:	Mr. Summerlin		—1

And the bill:

H. 193 (with amendment). To authorize and require the State Board of Education to change the name of the normal school or teachers college located at Jacksonville.

Was taken up.

The question was upon the adoption of the amendment reported by

the Standing Committee on Education, said committee amendment being as follows:

#### AMENDMENT TO HOUSE BILL 193

Amend Section 1, Line 4 to read "State Teachers College, Jacksonville, Alabama, to "Jacksonville State College."

Amend Section 2, line 1, to read State Teachers College, Jacksonville, Alabama.

On motion of Mr. Merrill the amendment reported by the Standing Committee on Education was laid upon the table.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Kelly	Oakley
Adams (Jefferson)	Franklin	Kendall	Oden
Adams (Tallapoosa)	Gilchrist	Killough	Payne
Albea	Gilmer	Law	Perry
Ashworth	Gist	Lee (Barbour)	Pirkle
Bassett	Goodwyn	Lee (Lawrence)	Pruitt
Boyd	Grouby	Locke (Choclaw)	Ramey
Bradford	Hain	Locke (Perry)	Richardson
Branyon	Hall	McClendon (Chambers)	Roberts
Brewer	Haltom	McKay	Selman
Broadfoot	Hanby	McLendon (Bullock)	Shumate
Brown (Lamar)	Hardy	McNider	Simon
Cornett	Harrison	Martin	Solomon
Crook	Harvey	Mathews	Speaks
Dawkins	Hawkins	Mathison	Steagall
deGraffenried	Holliman	Merrill	Stembridge
Dement	Hunt	Murphy	Stokes
Dickson	Jenkins	Nettles	Taylor
Edwards (Escambia)	Johnson (Elmore)	Nice	Vacca
Edwards (Jefferson)	Johnson (Tallapoosa)	Nolen	Wood
Faulk			

—81

Mr. Merrill offered the following substitute for the bill, H. 193:

#### SUBSTITUTE FOR H. B. 193

#### A BILL TO BE ENTITLED AN ACT

To authorize and require the State Board of Education to change the name of the normal schools or teachers colleges.

Be It Enacted by the Legislature of Alabama:

Section 1. The State Board of Education is hereby authorized, directed, and required to change the names of the normal schools or teachers colleges at Jacksonville, Troy, Florence, and Livingston to "Jacksonville State College," "Troy State College," "Florence State College," and "Livingston State College," respectively. The State Board of Education shall continue to have the control and management of said institutions, as provided in Chapter 21 of Title 52, Code of Alabama (1940), but shall have no authority hereafter to designate such institutions by any name other than as herein provided.

Section 2. Any reference appearing in any statute or in any rule or regulation of the State Board of Education to a particular normal school

or teachers college whose name has been changed as provided in this Act shall hereafter be taken to mean the institution as re-named and designated.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kelly	Payne
Adams (Jefferson)	Faulk	Kendall	Perry
Adams (Tallapoosa)	Ferrell	Killough	Pirkle
Albea	Franklin	Law	Pruitt
Ashworth	Gilchrist	Lee (Barbour)	Ramey
Bassett	Gilmer	Lee (Lawrence)	Richardson
Boyd	Gist	Locke (Choctaw)	Roberts
Bradford	Goodwyn	Locke (Perry)	Selman
Branyon	Grouby	Love	Shumate
Brewer	Hain	McClendon (Chambers)	Simon
Broadfoot	Hall	McKay	Solomon
Brooks	Haltom	McLendon (Bullock)	Speaks
Brown (Lamar)	Hanby	McNider	Steagall
Callahan	Hardy	Martin	Stembridge
Cornett	Harrison	Mathews	Stokes
Crook	Harvey	Mathison	Summerlin
Dawkins	Holliman	Merrill	Taylor
deGraffenried	Hunt	Murphy	Tyson
Dement	Jenkins	Nettles	Vacca
Dickson	Johnson (Elmore)	Nolen	Wood
Edwards (Escambia)	Johnson (Tallapoosa)	Oakley	

—83

And said bill, H. 193, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Dickson	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Oden
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Payne
Albea	Faulk	Kelly	Perry
Ashworth	Ferrell	Kendall	Pirkle
Bassett	Franklin	Killough	Pruitt
Boyd	Gilchrist	Law	Ramey
Bradford	Gilmer	Lee (Barbour)	Richardson
Brannan	Gist	Lee (Lawrence)	Roberts
Branyon	Goodwyn	Locke (Choctaw)	Selman
Brewer	Gregory	Locke (Perry)	Shumate
Broadfoot	Grouby	McClendon (Chambers)	Simon
Brooks	Hain	McKay	Solomon
Brown (Lamar)	Hall	McLendon (Bullock)	Speaks
Callahan	Haltom	McNider	Steagall
Cornett	Hanby	Mathews	Stembridge
Crook	Hardy	Mathison	Stokes
Davis	Harrison	Merrill	Summerlin
Dawkins	Harvey	Nettles	Taylor
deGraffenried	Hawkins	Nice	Vacca
Dement	Holliman	Nolen	Wood
DeSear	Hunt		

—86



## MOTION TO RECONSIDER ADOPTED

The motion of Mr. Dawkins to reconsider the vote by which further consideration of the bill, H. 135, as amended, was postponed until the next legislative day, was adopted.

Yeas 79; Nays 2.

Yeas:

Mr. Speaker	Dickson	Johnson (Tallapoosa)	Nice
Adams (Jefferson)	Edwards (Escambia)	Kelly	Nolen
Adams (Tallapoosa)	Edwards (Jefferson)	Kendall	Oakley
Albea	Faulk	Killough	Oden
Ashworth	Ferrell	Law	Payne
Bassett	Franklin	Lee (Barbour)	Perry
Boyd	Gilchrist	Lee (Lawrence)	Pirkle
Bradford	Gilmer	Locke (Choctaw)	Ramey
Brannan	Goodwyn	Locke (Perry)	Selman
Branyon	Grouby	Love	Shumate
Broadfoot	Hall	McClendon (Chambers)	Simon
Brooks	Haltom	McKay	Solomon
Brown (Lamar)	Hanby	McLendon (Bullock)	Speaks
Cornett	Harrison	McNider	Stembridge
Crook	Harvey	Martin	Stokes
Davis	Hawkins	Mathews	Summerlin
Dawkins	Holliman	Mathison	Taylor
deGraffenried	Hunt	Merrill	Vacca
Dement	Jenkins	Murphy	Wood
DeSear	Johnson (Elmore)	Nettles	

—79

Nays: Messrs. Pruitt and Richardson

—2

And the bill:

H. 135. To amend Section 5, Title 29, Code of Alabama 1940.

As amended, was again taken up.

And said bill, H. 135, as amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 77; Nays 7.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Elmore)	Nice
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Tallapoosa)	Nolen
Adams (Tallapoosa)	Faulk	Kelly	Oakley
Albea	Ferrell	Kendall	Oden
Bassett	Franklin	Law	Payne
Boyd	Gilchrist	Lee (Barbour)	Perry
Bradford	Gilmer	Lee (Lawrence)	Pirkle
Brannan	Goodwyn	Locke (Choctaw)	Ramey
Broadfoot	Gregory	Locke (Perry)	Roberts
Brooks	Grouby	Love	Selman
Brown (Lamar)	Hall	McKay	Shumate
Callahan	Haltom	McLendon (Bullock)	Simon
Cornett	Hanby	McNider	Solomon
Crook	Hardy	Martin	Speaks
Davis	Harrison	Mathews	Stembridge
Dawkins	Hawkins	Mathison	Stokes
deGraffenried	Holliman	Merrill	Taylor
Dement	Hunt	Murphy	Vacca
DeSear	Jenkins	Nettles	Wood
Dickson			

—77

*Nay:*

Messrs.:	Branyon	Killough	Richardson
Ashworth	Gist	Pruitt	Steagall

—7

### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Martin to suspend the rules in order to take up for immediate consideration the third readings of the bills, H. 74, and H. 75, was adopted.

Yeas 51; Nays 6.

*Yeas:*

Mr. Speaker	Dickson	Law	Nolen
Albea	Edwards (Escambia)	Lee (Lawrence)	Oden
Ashworth	Faulk	Locke (Choctaw)	Perry
Bassett	Franklin	Love	Pirkle
Bradford	Gilmer	McKay	Pruitt
Brannan	Gist	McLendon (Bullock)	Ramey
Branyon	Gregory	McNider	Roberts
Brooks	Grouby	Martin	Simon
Brown (Lamar)	Hall	Mathison	Steagall
Callahan	Harvey	Merrill	Stembridge
Davis	Hawkins	Murphy	Summerlin
Dawkins	Kelly	Nettles	Ward
Dement	Kendall	Nice	

—51

*Nay:*

Messrs.:	Gilchrist	Hunt	Speaks
Adams (Jefferson)	Holliman	Shumate	

—6

And the bill:

H. 74. To amend Section 72, Title 45, Code of Alabama, which relates to payment of costs by Board of Corrections.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 75; Nays 1.

*Yeas:*

Mr. Speaker	Faulk	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	Ferrell	Kaul	Oden
Adams (Tallapoosa)	Franklin	Kelly	Payne
Albea	Gilchrist	Kendall	Perry
Ashworth	Gilmer	Killough	Pirkle
Bassett	Gist	Law	Pruitt
Boyd	Gregory	Lee (Lawrence)	Ramey
Brannan	Grouby	Locke (Choctaw)	Richardson
Branyon	Hain	Locke (Perry)	Roberts
Brooks	Hall	Love	Shumate
Brown (Lamar)	Hanby	McKay	Simon
Callahan	Hardy	McLendon (Bullock)	Speaks
Cornett	Harrison	McNider	Steagall
Crook	Harvey	Martin	Stembridge
Dawkins	Hawkins	Merrill	Summerlin
deGraffenried	Holliman	Murphy	Taylor
Dickson	Hunt	Nettles	Vacca
Edwards (Escambia)	Jenkins	Nice	Wood
Edwards (Jefferson)	Johnson (Elmore)	Nolen	

—75

Nay: Mr. Bradford

—1

And the bill:

H. 75. To amend further Section 325 of Title 15, Code of Alabama (1940), which relates to specifications of legal punishments.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Johnson (Elmore)	Nolen
Adams (Jefferson)	Franklin	Johnson (Tallapoosa)	Oakley
Adams (Tallapoosa)	Gilchrist	Kaul	Oden
Albea	Gilmer	Kelly	Payne
Ashworth	Gist	Kendall	Perry
Bassett	Goodwyn	Killough	Pirkle
Boyd	Gregory	Law	Pruitt
Brannan	Grouby	Lee (Lawrence)	Ramey
Branyon	Hain	Locke (Choctaw)	Richardson
Brooks	Hall	Locke (Perry)	Roberts
Brown (Lamar)	Haltom	Love	Shumate
Callahan	Hanby	McKay	Simon
Crook	Hardy	McLendon (Bullock)	Speaks
Davis	Harrison	McNider	Steagall
Dawkins	Harvey	Martin	Stembridge
deGraffenried	Hawkins	Merrill	Summerlin
Dement	Holliman	Murphy	Taylor
Dickson	Hunt	Nettles	Tyson
Edwards (Escambia)	Jenkins	Nice	Vacca
Faulk			

—77

### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Martin to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 6, was adopted.

Yeas 64; Nays 3.

Yeas:

Mr. Speaker	Faulk	Hunt	Nettles
Adams (Jefferson)	Ferrell	Jenkins	Nolen
Adams (Tallapoosa)	Franklin	Johnson (Tallapoosa)	Oakley
Albea	Gilmer	Kelly	Payne
Ashworth	Gist	Kendall	Perry
Bassett	Goodwyn	Killough	Pruitt
Boyd	Gregory	Law	Ramey
Bradford	Grouby	Lee (Lawrence)	Richardson
Brannan	Hain	Locke (Choctaw)	Roberts
Branyon	Hall	Locke (Perry)	Shumate
Brown (Lamar)	Haltom	Love	Simon
Callahan	Hanby	McKay	Speaks
deGraffenried	Hardy	McNider	Steagall
Dement	Harrison	Martin	Stembridge
Edwards (Escambia)	Harvey	Merrill	Summerlin
Edwards (Jefferson)	Hawkins	Murphy	Taylor

—64

Nays: Messrs. Brown (Lee), Gilchrist and Kaul

—3

And the bill:

H. 6 (with substitute). To amend Sections 5 and 8 of Act 515 approved July 9, 1945, as amended, which relates to the Employee's Retirement System of Alabama.

Was taken up.

The question was upon the adoption of the substitute reported by the Standing Committee on Ways and Means, said committee substitute being as follows:

WAYS AND MEANS COMMITTEE SUBSTITUTE FOR H. B. 6

A BILL  
TO BE ENTITLED  
AN ACT

To amend Sections 1, 5 and 8 of Act 515 approved July 9, 1945, as amended, which relates to the Employees' Retirement System of Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That Section 1 of Act 515, H. 93, approved July 9, 1945 (General Acts 1945 p. 734) as amended, be and the same is hereby amended to read as follows: Section 1. DEFINITIONS.—The following words and phrases as used in this act unless a different meaning is plainly required by the context shall have the following meanings: (1) "Retirement System" shall mean the Employees' Retirement System of Alabama as defined in Section 2 of this Act. (2) "Employee" shall mean any regular employee of the State of Alabama whose salary is paid on a monthly basis by state warrant by the State, except a member of the Legislature of the State, a person who is covered or eligible to be covered under the Teachers' Retirement System of Alabama or any other retirement system to which contributions are made by the State, an elective official of the State Government or a department head authorized to exercise sovereign power of the State and a temporary employee or person engaged under retainer or special agreement except that a member who becomes an elected official of the State Government not subject to Supernumerary retirement or a department head authorized to exercise sovereign power of the State through appointment by the Governor shall continue to be an "employee" within the meaning of this section." In all cases of doubt the Board of Control shall determine who is an employee within the meaning of this Act. (2½) The word "employee" shall mean any regular employee of the Alabama State Hospitals and Partlow State School for Mental Deficients, however paid. (3) "Employer" shall mean the State of Alabama, or any department, commission, institution, or any other agency of and within the State by which an employee is paid, including employers as provided in Section 12. (4) "Member" shall mean any employee included in the membership of the system as provided in Section 3 of this Act. (5) "Board of Control" shall mean the board provided for in Section 6 of this Act to administer the retirement system. (6) "Medical Board" shall mean the board of physicians provided for in Section 6 of this Act. (7) "Service" shall mean service as an employee paid for by an employer. (8) "Prior Service" shall mean service rendered prior to the date of establishment of the retirement system for which credit is allowable under Section 4 of this Act. (9) "Membership service" shall mean service as an employee rendered while a member of the retirement system and on account of which contributions are made. (10) "Creditable service" shall mean "prior service" plus "membership service" rendered since last becoming a member. (11) "Beneficiary" shall mean any person in receipt

of a pension, an annuity, a retirement allowance, or other benefit as provided by this Act. (12) "Regular interest" shall mean interest compounded annually at such rate as shall be determined by the Board of Control in accordance with Section 7, Subsection (2), of this Act. (13) "Accumulated contributions" shall mean the sum of all the amounts deducted from the compensation of a member credited to his individual account in the Annuity Savings Fund, together with regular interest thereon, as provided in Section 8 of this Act. (14) "Earnable compensation" shall mean the full rate of compensation, excluding that part of his salary above \$4200.00, that would be payable to an employee if he worked the full normal working time. In cases where compensation includes maintenance, the Board of Control shall fix the value of that part of the compensation not paid in money. (15) "Average final compensation" shall mean the average annual earnable compensation of an employee during his last ten years of service prior to retirement, or if he should have less than ten years of service, then his average earnable compensation for this total service. (16) "Annuity" shall mean payments for life derived from the "accumulated contributions" of a member. All annuities shall be payable in equal monthly installments. (17) "Pension" shall mean payments for life derived from money provided by the employer. All pensions shall be payable in equal monthly installments. (18) "Retirement allowance" shall mean the sum of the "annuity" and the "pension". (19) "Retirement" shall mean withdrawal from active service with a retirement allowance or optional benefit in lieu thereof granted under the provisions of this Act. (20) "Annuity reserve" shall mean the present value of all payments to be made on account of any annuity or benefit in lieu of any annuity computed upon the basis of such mortality tables as shall be adopted by the Board of Control and regular interest. (21) "Pension reserve" shall mean the present value of all payments to be made on account of any pension or benefit in lieu of any pension computed upon the basis of such mortality tables as shall be adopted by the Board of Control, and regular interest. (22) "Actuarial equivalent" shall mean a benefit of equal value when computed upon the basis of such mortality tables as shall be adopted by the Board of Control and regular interest. (23) The masculine pronoun, whenever used, shall include the feminine. (24) "State Policeman" shall mean an employee in the classified service under the Merit System Act approved by the Personnel Board to perform the duties of Highway Patrolmen, or a Beverage Control Agent, or a Crime Investigation Officer, and shall include a member employed as a policeman or fireman under the provisions of Section 12 of this Act whose position is not covered under the Old Age and Survivors Insurance program as provided in the 1955 Congressional Amendments to the Social Security Act.

Section 2. That Section 5, of Act 515, H. 93, approved July 9, 1945 (General Acts 1945 p. 734) as amended, be and the same is hereby amended to read as follows: S. 5. BENEFITS—(1) Service Retirement Benefit.—(a) Any member who withdraws from service upon or after attainment of age sixty may retire upon written application to the board of control setting forth at what time, not less than thirty days nor more than ninety days subsequent to the execution and filing thereof he desires to be retired. Provided further that a member employed as a State policeman shall be eligible to file application for service retirement upon attaining age fifty-six. (b) Any member who has attained age sixty may retire upon written application to the board of control setting forth at what time, not less than thirty days nor more than ninety days subsequent to the execution and filing thereof, he desires to be retired, provided that said member at the time so specified for his retirement shall have twenty-five or more years of creditable service. (c) Any member in service who has attained age seventy shall be retired forthwith; provided, that any member who is an official appointed for a term of years may remain in service until the end of the term of office for which he was

appointed; and provided further, that a person who attains the age of seventy or above may be continued in the State's service from year to year on application of the employee approved by the Personnel Board, if evidence of physical and mental fitness is furnished. Nothing in this chapter shall require the dismissal of any person seventy years old or over, who fails to join the retirement system within the time specified in this chapter, if such person was in the employ of the State on June 1, 1945. (d) Notwithstanding the provisions of this section to the contrary, any member employed as a State Policeman who has attained age 60 shall be retired forthwith; provided, that any member employed as a State Policeman who attains age 60 may be continued in the State service from year to year on application of said employee approved by the Personnel Board, if evidence of physical or mental fitness to carry out his duties is furnished. (2) Allowance for Service Retirement. Upon retirement from service a member shall receive a service retirement allowance which shall consist of: (a) An annuity which shall be the actuarial equivalent of his accumulated contributions at the time of his retirement, except that in the case of a State Policeman, who has completed 20 years of creditable service as a State Policeman, who retires after age 56 but prior to age 60, the annuity shall be equal to the annuity that would have been payable upon service retirement at age 60 had the member continued in service to said age 60 without change in compensation; and (b) A pension which shall be equal to the annuity allowable at the age of retirement, but not to exceed an annuity allowable at age sixty-five, computed on the basis of contributions made prior to attainment of age sixty-five, except that in the case of a State Policeman who has completed 20 years of creditable service as a State policeman, who retires after age 56, but prior to age 60, the pension shall be equal to the annuity that he would receive had he contributed to age 60 without change in compensation; and (c) If he has a prior service certificate in full force and effect, an additional pension shall be equal to the annuity which would have been provided at age of retirement, but not to exceed an annuity allowable at age sixty-five by twice the contributions which he would have made during the period of prior service with which he is credited, had the system been in operation and had he contributed thereunder, except that in case of a State Policeman who has completed 20 years of creditable service as a State policeman, who retires after age 56 but prior to age 60, an additional pension, if he has a prior service certificate in full force and effect, which shall be equal to the annuity which would have been provided at age 60, but not to exceed an annuity allowable at age 60 by twice the contributions which he would have made during the period of prior service with which he is credited had the system been in operation and had he contributed thereunder. In lieu of a determination of the actual compensation of a member that was received during such prior service, the Board of Control may use for the purposes of this Act the compensation rate which, if it had progressed with the rates of salary increase shown in the tables as prescribed in Section 6, Subsection (14) of this Act, would have resulted in the same average salary of the member for the five years immediately preceding the date of establishment as the records show the member actually received. (3) Disability Retirement Benefit. (a) Upon application of a member in service, or of his employer, any member who has had ten or more years of creditable service, who becomes disabled, may be retired on a disability retirement allowance by the Board of Control not less than thirty nor more than ninety days next following the date of filing of such application, provided that the Medical Board, after a medical examination of such member, shall certify that such member is mentally or physically incapacitated for the further performance of duty, that such incapacity is likely to be permanent, and that such member should be retired. (b) Provided further that without regard to the number of years of creditable service a member employed as a State Policeman, who as a result of his employment, in line of duty and not as a result

of his own misconduct, shall become permanently and totally disabled to the extent that he cannot perform his duties or duties of a less strenuous nature, as an employee of the State of Alabama or as an employee of an employer participating under the provisions of Section 12 of this Act, shall be retired on a disability retirement allowance, not less than thirty nor more than ninety days next following the date of filing of such application, provided that the Medical Board, after a medical examination of such member, shall certify that such member is mentally or physically incapacitated for the further performance of duty, that such incapacity is likely to be permanent, and that such member should be retired. (4) Allowance on Disability Retirement. Upon retirement for disability a member shall receive a service retirement allowance if he has attained age 60, or, in the case of a State Policeman, if he has attained age 56 and has completed 20 years of creditable service as a State policeman; otherwise he shall receive a disability retirement allowance which shall consist of: (a) An annuity which shall be the actuarial equivalent of his accumulated contributions at the time of his retirement, and (b) a pension which shall be equal to seventy-five per centum of the pension that would have been payable upon service retirement at age 60 had the member continued in service to said age without change in compensation. (5) Re-examination of Beneficiaries Retired on Account of Disability. Once each year during the first five years following the retirement of a member on a disability retirement allowance, and once in every three year period thereafter, the Board of Control may, and upon his application shall, require any disability beneficiary who has not yet attained age sixty to undergo a medical examination, such examination to be made at the place of residence of such beneficiary, or other place mutually agreed upon, by a physician or physicians of or designated by the Medical Board. Should any disability beneficiary who has not yet attained age sixty refuse to submit to such medical examination, his allowance may be discontinued until his withdrawal of such refusal, and should his refusal continue for one year all his rights in and to his pension may be revoked by the Board of Control; provided that these requirements relative to the medical examination shall not apply in the case of a State Policeman retired for disability and who has attained age fifty-six. Should the Medical Board report and certify to the Board of Control that a disability beneficiary is engaged in or is able to engage in a gainful occupation paying more than the difference between his retirement allowance and his average final compensation, and should the Board of Control concur in such report, then the amount of his pensions shall be reduced to an amount which together with his annuity and the amount earnable by him, shall equal the amount of his average final compensation. Should his earning capacity be later changed, the amount of this pension may be further modified; provided, that the new pension shall not exceed the amount of the pension originally granted, nor an amount which, when added to the amount earnable by the beneficiary, together with this annuity, exceeds the amount of his average final compensation. (6) Return of Contributions. (a) Should a member cease to be an employee except by death or by retirement under the provisions of this chapter, the contributions standing to the credit of his individual account in the annuity savings fund shall be paid to him upon demand, and in addition to such payment there shall be paid five-tenths of the interest accumulations standing to the credit of his individual account if he shall have not less than three but less than sixteen years of membership service, six-tenths of such interest accumulations if he shall have not less than sixteen but less than twenty-one years of membership service, seven-tenths of such interest accumulations if he shall have not less than twenty-one but less than twenty-six years of membership service, and eight-tenths of such interest accumulations if he shall have not less than twenty-six years of membership service. (b) Should a member die before retirement, the amount of his contributions with such interest as would have been returnable in the case of with-

drawal as provided in paragraph (a) of this subsection shall be paid to his estate, or to such person as he shall have nominated by written designation duly executed and filed with the Board of Control. (7) Option Allowances. With the provision that no election of an option shall be effective in case a beneficiary dies within thirty days after retirement or within thirty days after filing such election, and that such a beneficiary shall be considered as an active member at the time of his death, until the first payment on account of any benefit becomes normally due, any member may elect to receive in lieu of his retirement allowance payable throughout life, the actuarial equivalent at that time, of his retirement allowance, in a reduced retirement allowance payable throughout life with the provision that: Option 1. If he dies before he has received in annuity payments the present value of his annuity as it was at the time of his retirement, the balance shall be paid to his legal representatives or to such person as he shall nominate by written designation duly acknowledged and filed with the Board of Control; or Option 2. Upon his death, his reduced retirement allowance shall be continued throughout the life of and paid to such person as he shall nominate by written designation duly acknowledged and filed with the Board of Control at the time of his retirement; or Option 3. Upon his death, one-half of his reduced allowance shall be continued throughout the life of and paid to such person as he shall nominate by written designation duly acknowledged and filed with the Board of Control at the time of his retirement; or Option 4. Some other benefit or benefits shall be paid either to the member or to such person or persons as he shall nominate, provided such other benefits, together with the reduced retirement allowance, shall be certified by the actuary to be of equivalent actuarial value to his retirement allowance and shall be approved by the Board of Control. (8) Return to Active Service. (a) Should any beneficiary be restored to active service from service retirement, or from disability retirement on or after attainment of age fifty, his retirement allowance shall be suspended until he again withdraws from service, he shall not again become a member of the retirement system, nor shall he make contributions. (b) Should any beneficiary on disability retirement be restored to active service before reaching age fifty, he shall again become a member of the retirement system and shall make contributions. (9) In the case of those who have retired prior to the effective date of this Act and who are receiving retirement benefits based upon the provisions of law enacted prior to the effective date of this Act, the Board of Control shall revise the benefits such persons are thereafter entitled to receive by re-calculating as of the date of their retirement the additional pensions that may be provided by the provisions of this Act.

Section 3. That Section 8, of Act 515 approved July 9, 1945, as amended, be and the same hereby is amended to read as follows: "S. 8. METHOD OF FINANCING. All the assets of the retirement system shall be credited according to the purpose for which they are held among five funds, namely, the Annuity Savings Fund, the Annuity Reserve Fund, the Pension Accumulation Fund, the Pension Reserve Fund and the Expense Fund. (1) Annuity Savings Fund. (a) The Annuity Savings Fund shall be a fund in which shall be accumulated contributions from the compensation of members to provide for their annuities. Contributions to and payments from the Annuity Savings Fund shall be made as follows: (b) Each employer shall cause to be deducted from the salary of each member on each and every payroll of such Employer for each and every payroll period three and one-half per centum of his earnable compensation, except that in the case of a State Policeman, the rate of seven per centum of earnable compensation shall apply on and after the effective date of this Act, and in computing all retirement benefits it shall be assumed that a seven per centum rate of contributions had applied with respect to service as a State Policeman previous to such date. In determining the amount earnable by a member in a payroll period, the



Board of Control may consider the rate of annual compensation payable to such member on the first day of the payroll period as continuing through such payroll period, and it may omit deductions from compensation for any period less than a full payroll period if an employee was not a member on the first day of the payroll period, and to facilitate the making of deductions it may modify the deductions required of any member by such an amount as shall not exceed one-tenth of one per centum of the annual compensation upon the basis of which such deduction is made. (c) The deductions provided for herein shall be made notwithstanding that the minimum compensation provided for by law for any member shall be reduced thereby. Every member shall be deemed to consent and agree to the deduction made and provided for herein and shall receipt for his full salary or compensation; and payment of salary or compensation less such deductions shall be a full and complete discharge and acquittance of all claims and demands whatsoever for the services rendered by such person during the period covered by such payment, except as to the benefits provided under this Act. The Employer shall certify to the Board of Control on each and every payroll or in such other manner as the Board may prescribe, the amounts to be deducted; and each of said amounts shall be deducted, and when deducted shall be paid into the Annuity Savings Fund, and shall be credited, together with regular interest thereon to the individual account of the member from whose compensation said deduction was made. (d) In addition to the contributions deducted from compensation as hereinbefore provided, subject to approval of the Board of Control, any member may redeposit in the Annuity Savings Fund by a single payment or by an increased rate of contribution an amount equal to the total amount which he previously withdrew therefrom as provided in this Act or any part thereof; or any member may deposit therein by a single payment or by an increased rate of contribution amount computed to be sufficient to purchase an additional annuity, which together with his prospective retirement allowance, will provide for him a total retirement allowance of not to exceed one-half of his average final compensation at age sixty. Such additional amounts so deposited shall become a part of his accumulated contributions except in the case of retirement, when they shall be treated as excess contributions returnable to the member in cash or as an annuity of equivalent actuarial value and shall not be considered in computing his pension. The contributions and interest credits of a member withdrawn by him, or paid to his estate or to his designated beneficiary in event of his death shall be paid from the Annuity Savings Fund. Should a member cease to be a member other than by retirement under the provisions of this Act, an amount equivalent to the difference, if any, between his accumulated contributions and the amount then paid shall be transferred to the Expense Fund. Upon the retirement of a member his accumulated contributions shall be transferred from the Annuity Savings Fund to the Annuity Reserve Fund. (e) Notwithstanding the preceding provisions, no deduction shall be made from any member's salary on account of which the employer's contributions is in default."

"(2) ANNUITY RESERVE FUND. The Annuity Reserve Fund shall be the fund in which shall be held the reserves on all annuities in force and from which shall be paid all annuities and all benefits in lieu of annuities. Should a beneficiary again become a member of the retirement system, his annuity reserve shall be transferred from the Annuity Reserve Fund to the Annuity Savings Fund and credited to his individual account therein. Should a beneficiary again become an employee of the State his annuity reserve may be transferred from the Annuity Reserve Fund to the Annuity Savings Fund and credited to his individual account therein."

"(3) PENSION ACCUMULATION FUND. (a) The Pension Accumulation Fund shall be the fund in which shall be accumulated all

reserves for the payment of all pensions and other benefits payable from contributions made by the Employer and from which shall be paid all pensions and other benefits on account of members with prior service credit. Contributions to and payments from the Pension Accumulation Fund shall be made as follows: (b) On account of each member there shall be paid monthly by the Employer an amount equal to a certain percentage of the earnable compensation of each member to be known as the "normal contribution" and an additional amount equal to a percentage of his earnable compensation to be known as the "accrued liability contribution" and these two amounts shall be paid monthly into the Pension Accumulation Fund provided that in the case of a State Policeman, such percentage rates of contribution shall be doubled. The rate per centums of such contributions shall be fixed for each fiscal year on the basis of the liabilities of the retirement system as shown by the last annual actuarial valuation, and such rate per centums as established by such valuation shall take effect the following October first and continue in effect for the fiscal year. (c) On the basis of regular interest and of such mortality and other tables as shall be adopted by the Board of Control the actuary engaged by the Board to make such valuation required by this Act during the period over which the accrued liability contribution is payable shall, immediately after making such valuation, determine the uniform and constant percentage of the earnable compensation of the average new entrant which, if contributed on the basis of his compensation throughout his entire period of active service, would be sufficient to provide for the payment of any pension payable on his account. The rate per centum so determined shall be known as the "normal contribution" rate. After the accrued liability contribution has ceased to be payable the normal contribution rate shall be the rate per centum of the earnable compensation of all members obtained by deducting from the total liabilities of the Pension Accumulation Fund the amount of the funds in hand to the credit of that fund and dividing the remainder by one per centum of the present value of the prospective future total earnable compensation of all members as computed on the basis of regular interest and the mortality and service tables adopted by the Board of Control. The normal rate of contributions shall be determined by the Actuary after each valuation. (d) The accrued liability rate shall be computed by the actuary at the time of the first valuation following October 1, 1953 as the rate per centum of the total annual compensation of all members which is equivalent to the annual payment required to discharge within a period of twenty years following said date the total liabilities of the Pension Accumulation Fund which are not dischargeable by the sum of the funds standing to the credit of said fund and the present value of the aforesaid normal contributions. (e) The total amount payable in each year to the Pension Accumulation Fund shall be not less than the sum of the rate per centum known as the normal contribution rate and the accrued liability contribution rate of the total compensation earnable by all members during the preceding year; provided, however, that the aggregate payment by the Employer shall be sufficient, when combined with the amount in this fund, to provide the pensions and other benefits payable out of the fund during the year then current. (f) The accrued liability contribution shall be discontinued as soon as the accumulated reserve in the Pension Accumulation Fund shall equal the present value, as actuarially computed and approved by the Board of Control of the total liability of such fund less the present value, computed on the basis of the normal contribution rate then in force, of the prospective normal contributions to be received on account of all persons who are at that time members. (g) All interest and dividends earned on the funds of the retirement system shall be credited to the Pension Accumulation Fund. The amounts needed to allow a regular interest on the reserves in the Annuity Savings Fund, the Annuity Reserve Fund, and the Pension Reserve Fund, shall be transferred in accordance with this Act to the respective funds from the Pension Accumulation Fund. The Board

of Control, in its discretion, may transfer to and from the Pension Accumulation Fund the amount of any surplus or deficit which may develop in the Annuity Savings Fund, the Annuity Reserve Fund, the Pension Reserve Fund, or the Expense Fund. (h) All pensions and benefits in lieu thereof, with the exception of those payable on account of members who receive no prior service allowance, payable from contributions of Employers shall be paid from the Pension Accumulation Fund. (i) Upon the retirement of a member not entitled to credit for prior service, an amount equal to his pension reserve shall be transferred from the Pension Accumulation Fund to the Pension Reserve Fund."

"(4) PENSION RESERVE FUND. The Pension Reserve Fund shall be the fund in which shall be held in reserves on all pensions granted to members not entitled to credit for prior service and from which such pensions and benefits in lieu thereof shall be paid. Should such a beneficiary retired on account of disability again become a member of the retirement system, his pension reserve shall be transferred from the Pension Reserve Fund to the Pension Accumulation Fund. Should the pension of such a disability beneficiary be reduced as a result of an increase in his earning capacity, the amount of the annual reduction in his pension shall be paid annually into the Pension Accumulation Fund during the period of such reduction."

"(5) EXPENSE FUND. The Expense Fund shall be the fund from which the expenses of the administration of the retirement system shall be paid, exclusive of amounts payable as retirement allowances and as other benefits provided herein. In addition thereto and on account of each member of the retirement system there shall be paid monthly by the Employer an amount equal to a certain percentage of the earnable compensation of each member for the administrative expenses of the retirement system. The rate per centum of such contribution shall be fixed by the Board of Control on the basis of the cost exclusive of that provided by interest not returnable. Any amounts credited to the accounts of the members withdrawing or dying before retirement and not returnable under the provisions of Subsection (6) of Section 5 shall be credited to the Expense Fund."

"(6) EMPLOYER'S CONTRIBUTIONS. (a) For each biennium beginning October 1, 1955, each employer shall pay to the Retirement System the rates provided in this section and thereafter at least thirty days preceding October first of each fiscal year the Board of Control shall certify to the Chief Fiscal Officer of each employer the per centum rates of earnable compensation of the members required to be paid to the Retirement System in accordance with Subsections (3) (b) and (5). (b) The Employer's contribution on account of the membership of employees whose salaries are paid in whole or in part from funds derived from Federal grants shall be paid from funds derived from said Federal grants in accordance with statutes governing the administration of said grants and in proportion to salaries paid therefrom. At such time and in such manner as may be required the Board of Control shall certify to each department of State receiving a Federal grant the amount due and payable from said grant as Employer's contribution to the retirement system on account of the membership of said department whose salaries are paid in whole or in part from funds derived from such Federal grants. The fiscal agent of the department shall authorize the State Comptroller to draw a warrant or warrants in payment of the amount certified as due and payable from Federal Grants."

"(7) APPROPRIATION. There is hereby appropriated annually from the fund from which salaries of the employees of each employer are paid the amounts sufficient to carry out the provisions of this section. In the case of those departments supported wholly by transfers from other state funds, there is hereby appropriated from the supporting funds

such additional amounts as may be necessary to pay the employer contribution of each department so supported in the same proportion as the other state funds contribute to the support and maintenance of such department.

Section 4. This Act shall take effect the first of the month, following its passage and approval by the Governor or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Hunt	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Jenkins	Oden
Adams (Tallapoosa)	Faulk	Johnson (Elmore)	Payne
Albea	Ferrell	Johnson (Tallapoosa)	Perry
Ashworth	Franklin	Kelly	Pirkle
Bassett	Gilchrist	Kendall	Pruitt
Boyd	Gilmer	Killough	Ramey
Bradford	Gist	Law	Richardson
Brannan	Goodwyn	Lee (Lawrence)	Roberts
Branyon	Gregory	Locke (Choctaw)	Selman
Broadfoot	Grouby	Locke (Perry)	Shumate
Brooks	Hain	Love	Simon
Brown (Lamar)	Hall	McKay	Speaks
Callahan	Haltom	McNider	Stegall
Crook	Hanby	Martin	Stembridge
Davis	Hardy	Merrill	Summerlin
deGraffenried	Harrison	Murphy	Taylor
Dement	Harvey	Nettles	Tyson
DeSear	Hawkins	Nolen	Vacca
Dickson	Holliman		

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Mr. Roberts offered the following amendment to the bill, H. 6, as amended:

#### AMENDMENT TO H. B. 6 AS AMENDED

Amend Section 1, Subsection 24 of H. B. 6 by striking the following:

"State Policeman" shall mean an employee in the classified service under the Merit System Act approved by the Personnel Board to perform the duties of Highway Patrolmen, or a Beverage Control Agent, or a Crime Investigator, and shall include a member employed as a Policeman or fireman under the provisions of Section 12 of this Act whose position is not covered under the Old Age and Survivors Insurance program as provided in the 1955 Congressional Amendments to the Social Security Act.

and insert in lieu thereof the following:

"State Policeman" shall mean an employee in the classified service under the Merit System Act approved by the Personnel Board to perform the duties of Highway Patrolmen, or a Beverage Control Agent, or a Crime Investigator, and shall not include a member employed as a policeman under the provisions of Section 12 of this Act.

And the amendment was adopted.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Dickson	Holliman	Nolen
Adams (Jefferson)	Edwards (Escambia)	Hunt	Oakley
Adams (Tallapoosa)	Faulk	Jenkins	Oden
Albea	Ferrell	Johnson (Elmore)	Payne
Ashworth	Franklin	Johnson (Tallapoosa)	Perry
Bassett	Gilchrist	Kelly	Pirkle
Boyd	Gilmer	Killough	Pruitt
Bradford	Gist	Law	Ramey
Brannan	Goodwyn	Lee (Lawrence)	Richardson
Branyon	Gregory	Locke (Choctaw)	Roberts
Broadfoot	Grouby	Locke (Perry)	Selman
Brooks	Hain	Love	Shumate
Brown (Lamar)	Hall	McClendon (Chambers)	Simon
Crook	Haltom	McKay	Speaks
Davis	Hanby	McNider	Steagall
Dawkins	Hardy	Martin	Stembridge
deGraffenried	Harrison	Merrill	Taylor
Dement	Harvey	Murphy	Tyson
DeSear	Hawkins	Nettles	Vacca

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And said bill, H. 6, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Oakley
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oden
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Payne
Albea	Faulk	Johnson (Tallapoosa)	Perry
Ashworth	Ferrell	Kelly	Pirkle
Bassett	Franklin	Killough	Pruitt
Boyd	Gilchrist	Law	Ramey
Bradford	Gilmer	Lee (Lawrence)	Richardson
Brannan	Gist	Locke (Choctaw)	Roberts
Branyon	Goodwyn	Locke (Perry)	Selman
Broadfoot	Grouby	Love	Shumate
Brooks	Hain	McClendon (Chambers)	Simon
Brown (Lamar)	Hall	McKay	Speaks
Callahan	Haltom	McNider	Steagall
Crook	Hanby	Martin	Stembridge
Davis	Hardy	Merrill	Summerlin
Dawkins	Harrison	Murphy	Taylor
deGraffenried	Harvey	Nettles	Tyson
Dement	Hawkins	Nolen	Vacca
DeSear	Holliman		

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## REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that said committee, in session, has compared the following engrossed bill with the original bill and finds same correctly engrossed, to-wit:

H. 145. Relating to the compensation of circuit judges in Alabama

RANKIN FITE,  
Chairman.

The above and foregoing report of the Standing Committee on Rules was concurred in and adopted.

#### ADJOURNMENT

On motion of Mr. Davis the House adjourned until Friday, May 31, 1957, at ten o'clock A. M.

Yeas 62; Nays 10.

#### Yeas:

Mr. Speaker	Dickson	Hawkins	Nolen
Adams (Jefferson)	Edwards (Escambia)	Holliman	Oden
Adams (Tallapoosa)	Edwards (Jefferson)	Hunt	Perry
Albea	Faulk	Jenkins	Pirkle
Ashworth	Ferrell	Johnson (Elmore)	Ramey
Bassett	Gilchrist	Johnson (Tallapoosa)	Richardson
Boyd	Gilmer	Kaul	Selman
Brannan	Gist	Killough	Shumate
Broadfoot	Goodwyn	Law	Simon
Brooks	Gregory	Lee (Lawrence)	Speaks
Brown (Lamar)	Grouby	Locke (Choctaw)	Steagall
Davis	Hain	Locke (Perry)	Stembridge
Dawkins	Hall	Love	Stokes
deGraffenried	Haltom	Merrill	Taylor
Dement	Hanby	Murphy	Vacca
DeSear	Harvey		

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#### Nay:

Messrs.:	Crook	McKay	Oakley
Bradford	Franklin	McNider	Payne
Branyon	McClendon (Chambers)	Nettles	

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#### EIGHTH DAY

House of Representatives  
Montgomery, Alabama  
Friday, May 31, 1957

The House met at ten o'clock A. M. pursuant to adjournment.

#### PRAYER

The session was opened with prayer by Father Joseph Toomey, Priest, Our Lady Queen of Mercy Roman Catholic Church, Montgomery, Alabama.

#### ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Boyd	Broadfoot	Davis
Adams (Jefferson)	Bradford	Brooks	Dawkins
Adams (Tallapoosa)	Brannan	Brown (Lamar)	deGraffenried
Albea	Branyon	Brown (Lee)	Dement
Ashworth	Brassell	Cornett	DeSear
Bassett	Brewer	Cox	Dickson

Edwards (Escambia)	Holliman	McLendon (Bullock)	Roberts
Edwards (Jefferson)	Huddleston	McNider	Rodgers
Ferrell	Hunt	Martin	Selman
Franklin	Jenkins	Mathews	Shumate
Gilchrist	Johnson (Elmore)	Mathison	Simon
Gilmer	Johnson (Tallahassee)	Merrill	Solomon
Gist	Kaul	Money	Speaks
Goodwyn	Kelly	Murphy	Steagall
Gregory	Kendall	Nettles	Stembridge
Grouby	Killough	Nice	Stokes
Hain	Kirkham	Oakley	Summerlin
Hall	Lackey	Payne	Taylor
Hanby	Lee (Barbour)	Perry	Thomas
Hardy	Lee (Lawrence)	Pirkle	Tyson
Hare	Locke (Choctaw)	Pruitt	Vacca
Harrison	Locke (Perry)	Ramey	Ward
Harvey	Love	Reynolds	Windle
Hawkins	McClendon (Chambers)	Richardson	Wood
Hodges	McKay		

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A quorum was present.

# REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the seventh legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

The motion of Mr. Hawkins to suspend the rules in order to dispense with the reading at length of the Journal of the House for the seventh legislative day was lost.

Yeas 55; Nays 24.

Yeas:

Mr. Speaker	Gist	Killough	Oakley
Adams (Jefferson)	Goodwyn	Kirkham	Payne
Adams (Tallahassee)	Grouby	Lackey	Pirkle
Ashworth	Hain	Lee (Barbour)	Ramey
Bassett	Hall	Lee (Lawrence)	Reynolds
Boyd	Hanby	Locke (Choctaw)	Roberts
Brannan	Harrison	Locke (Perry)	Speaks
Brassell	Harvey	Love	Stembridge
Brooks	Hodges	McClendon (Chambers)	Stokes
Cox	Hunt	McKay	Summerlin
DeSear	Jenkins	McNider	Taylor
Edwards (Jefferson)	Johnson (Elmore)	Martin	Thomas
Franklin	Kelly	Merrill	Vacca
Gilmer	Kendall	Nettles	

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Nays:

Messrs.:	Davis	Huddleston	Shumate
Albee	deGraffenried	Mathews	Simon
Bradford	Dement	Mathison	Steagall
Branyon	Edwards (Escambia)	Murphy	Tyson
Broadfoot	Ferrell	Richardson	Windle
Brown (Lamar)	Holliman	Selman	Wood
Brown (Lee)			

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## READING OF JOURNAL

The Speaker directed the Clerk to read the Journal of the House for the seventh legislative day.

## MOTION IN WRITING

Mr. Dawkins filed the following Motion in Writing with the Clerk at 10:35 o'clock A. M.

I move the vote by which H. B. 134 was passed on the last legislative day be reconsidered.

## MOTION TO ADJOURN LOST

The motion of Mr. Richardson that the House adjourn until Tuesday, June 4, 1957, at ten o'clock A. M. was lost.

Yeas 30; Nays 39.

## Yeas:

Mr. Speaker	deGraffenried	Merrill	Simon
Albea	Franklin	Murphy	Stembridge
Bassett	Gilmer	Perry	Thomas
Bradford	Lackey	Pruitt	Tyson
Branyon	Lee (Barbour)	Richardson	Vacca
Broadfoot	Lee (Lawrence)	Selman	Ward
Brown (Lamar)	Mathews	Shumate	Wood
Dawkins	Mathison		

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## Nays:

Messrs.:	Gist	Hodges	McLendon (Bullock)
Adams (Jefferson)	Gregory	Holliman	McNider
Adams (Tallapoosa)	Grouby	Hunt	Nice
Brannan	Hain	Jenkins	Oakley
Cornett	Hall	Kendall	Payne
Cox	Hanby	Killough	Pirkle
Dement	Hardy	Kirkham	Ramey
DeSear	Hare	Locke (Choctaw)	Roberts
Edwards (Escambia)	Harrison	McClendon (Chambers)	Speaks
Gilchrist	Harvey	McKay	Summerlin

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## MOTION TO ADJOURN LOST

The motion of Mr. Lee (Lawrence) that the House adjourn until Tuesday, June 4, 1957, at twelve o'clock, noon, was lost.

Yeas 32; Nays 39.

## Yeas:

Mr. Speaker	Franklin	Martin	Simon
Albea	Gilchrist	Mathews	Solomon
Bradford	Gregory	Mathison	Stembridge
Branyon	Jenkins	Merrill	Taylor
Broadfoot	Lackey	Murphy	Tyson
Brown (Lamar)	Lee (Lawrence)	Perry	Vacca
Cox	Locke (Choctaw)	Selman	Ward
Edwards (Jefferson)	Love	Shumate	Windle

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*Nays:*

Messrs.:	Edwards ( <i>Escambia</i> )	Hunt	Oakley
Adams ( <i>Jefferson</i> )	Gist	Kaul	Payne
Adams ( <i>Tallapoosa</i> )	Grouby	Kendall	Pirkle
Ashworth	Hain	Killough	Pruitt
Bassett	Hall	Kirkham	Richardson
Boyd	Hanby	McClendon ( <i>Chambers</i> )	Roberts
Brannan	Harrison	McKay	Speaks
Brown ( <i>Lee</i> )	Hawkins	McNider	Steagall
Cornett	Hodges	Nettles	Summerlin
Dement	Holliman	Nice	Wood

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## MOTION TO ADJOURN LOST

Mr. Brown (Lamar) moved that the House adjourn until Tuesday, June 4, 1957, at twelve o'clock, noon.

The substitute motion of Mr. Adams (Tallapoosa) that the House adjourn until Tuesday, June 4, 1957, at eleven o'clock A. M. was lost.

Yeas 36; Nays 39.

*Yeas:*

Mr. Speaker	Dawkins	Locke ( <i>Choctaw</i> )	Selman
Adams ( <i>Tallapoosa</i> )	Ferrell	McLendon ( <i>Bullock</i> )	Shumate
Bradford	Franklin	Martin	Simon
Branyon	Gilchrist	Mathews	Solomon
Brassell	Gist	Mathison	Stembridge
Brewer	Gregory	Murphy	Thomas
Broadfoot	Huddleston	Ramey	Tyson
Brooks	Lee ( <i>Barbour</i> )	Reynolds	Vacca
Brown (Lamar)	Lee ( <i>Lawrence</i> )	Rodgers	Ward

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*Nays:*

Messrs.:	Edwards ( <i>Escambia</i> )	Hodges	McNider
Adams ( <i>Jefferson</i> )	Edwards ( <i>Jefferson</i> )	Holliman	Nettles
Ashworth	Gilmer	Hunt	Oakley
Bassett	Grouby	Jenkins	Payne
Boyd	Hain	Kendall	Pirkle
Brannan	Hall	Killough	Pruitt
Brown ( <i>Lee</i> )	Hanby	Kirkham	Richardson
Cornett	Hardy	Lackey	Speaks
Dement	Harrison	McClendon ( <i>Chambers</i> )	Steagall
DeSear	Hawkins	McKay	Summerlin

—39.

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the seventh legislative day.

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Kendall to suspend the rules in order to introduce a resolution was adopted.

Yeas 72; Nays 0.

*Yeas:*

Mr. Speaker	Bassett	Brewer	Cornett
Adams ( <i>Jefferson</i> )	Boyd	Broadfoot	Cox
Adams ( <i>Tallapoosa</i> )	Bradford	Brooks	deGraffenried
Albea	Brannan	Brown (Lamar)	Dement
Ashworth	Branyon	Brown ( <i>Lee</i> )	DeSear

Dickson	Harrison	Love	Ramey
Edwards (Escambia)	Hodges	McClendon (Chambers)	Reynolds
Edwards (Jefferson)	Hunt	McKay	Richardson
Ferrell	Jenkins	McLendon (Bullock)	Rodgers
Franklin	Kaul	McNider	Solomon
Gilchrist	Kelly	Mathews	Speaks
Gilmer	Kendall	Mathison	Stegall
Gist	Killough	Merrill	Stembridge
Gregory	Lackey	Murphy	Summerlin
Grouby	Lee (Barbour)	Nettles	Taylor
Hain	Lee (Lawrence)	Oakley	Thomas
Hall	Locke (Choctaw)	Payne	Ward
Hanby	Locke (Perry)	Pruitt	Wood

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## INTRODUCTION OF RESOLUTION

Pursuant to the foregoing motion, the following resolution was introduced:

By Mr. Kendall:

H. J. R. 19. WHEREAS David Lawrence, distinguished columnist and editor of the magazine, U. S. News and World Report, will deliver the commencement address at the graduation exercises to be held at the University of Alabama on Sunday, June 2, 1957; and

WHEREAS David Lawrence has a profound knowledge of the constitutional principles upon which the government of our nation was founded, and has a deep understanding of the rights of the states in our Federal Union; and

WHEREAS David Lawrence, in an era of conflicting ideologies, displays a noteworthy ability to steer a straight course of factual reporting of events as they occur, is fair and impartial in his treatment of problems as they affect the various geographical areas of the United States, and never slants his writing either against or for the benefit of any section or area of our nation, but views matters as they are applicable to the United States of America as a whole; and

WHEREAS the people of Alabama deem it an honor and a privilege to have this distinguished journalist and editor deliver the commencement address at the forthcoming graduation exercises at the University of Alabama; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

1. That the members of the Legislature do hereby commend David Lawrence for his fair, impartial, and thoroughly documented treatment of the news, and do hereby thank David Lawrence, on behalf of the people of Alabama, for visiting the State to deliver the commencement address at the graduation exercises of the University of Alabama.

2. That the Clerk of the House of Representatives cause duly authenticated copies of this resolution to be delivered to the members of the board of trustees of the University of Alabama, to Dr. J. H. Newman, interim president of the University of Alabama, and to Mr. Lawrence, at the University of Alabama, on Sunday, the second day of June.

And the resolution, H. J. R. 19 was adopted.

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Albea	Boyd	Branyon
Adams (Jefferson)	Ashworth	Bradford	Brewer
Adams (Tallapoosa)	Bassett	Brannan	Broadfoot

Brooks	Gist	Lee (Barbour)	Payne
Brown (Lamar)	Gregory	Lee (Lawrence)	Pruitt
Brown (Lee)	Grouby	Locke (Choctaw)	Ramey
Cornett	Hain	Locke (Perry)	Reynolds
Cox	Hall	Love	Richardson
deGraffenried	Hanby	McClendon (Chambers)	Rodgers
Dement	Harrison	McKay	Solomon
DeSear	Hodges	McLendon (Bullock)	Speaks
Dickson	Hunt	McNider	Steagall
Edwards (Escambia)	Jenkins	Mathews	Stembridge
Edwards (Jefferson)	Kaul	Mathison	Summerlin
Ferrell	Kelly	Merrill	Taylor
Franklin	Kendall	Murphy	Thomas
Gilchrist	Killough	Nettles	Ward
Gilmer	Lackey	Oakley	Wood

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## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the seventh legislative day.

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Tyson to suspend the rules in order to offer a Motion in Writing was adopted.

Yeas 50; Nays 2.

Yeas:

Mr. Speaker	Cornett	Hunt	Mathews
Adams (Jefferson)	Dement	Jenkins	Merrill
Adams (Tallapoosa)	Dickson	Johnson (Elmore)	Murphy
Albea	Edwards (Escambia)	Kaul	Nice
Ashworth	Edwards (Jefferson)	Kendall	Rodgers
Bassett	Ferrell	Killough	Simon
Boyd	Gilchrist	Lee (Lawrence)	Speaks
Bradford	Gilmer	Locke (Perry)	Taylor
Brannan	Gist	Love	Tyson
Branyon	Grouby	McClendon (Chambers)	Vacca
Brooks	Hanby	McLendon (Bullock)	Ward
Brown (Lamar)	Hawkins	McNider	Wood
Brown (Lee)	Huddleston		

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Nays: Messrs. Hall and Stembridge

—2

Pursuant to the foregoing motion, Mr. Tyson offered the following Motion in Writing:

## MOTION IN WRITING

Mr. Speaker:

I move that the Clerk of the House be directed to have printed for the use of the House, five hundred copies of the Legislative Service report entitled "Small Loan Legislation".

And the Motion in Writing offered by Mr. Tyson was lost because of the lack of a quorum voting.

Yeas 48; Nays 4.

Yeas:

Mr. Speaker	Dickson	Hawkins	Merrill
Ashworth	Edwards (Escambia)	Huddleston	Murphy
Bassett	Edwards (Jefferson)	Hunt	Nettles
Boyd	Ferrell	Jenkins	Nice
Bradford	Gilchrist	Kaul	Oakley
Branyon	Gilmer	Kendall	Perry
Brassell	Gist	Killough	Simon
Brooks	Gregory	Kirkham	Speaks
Brown (Lamar)	Grouby	Locke (Perry)	Taylor
Cornett	Hain	Love	Tyson
Dement	Hanby	McClendon (Chambers)	Vacca
DeSear	Harrison	McNider	Wood

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Nays: Messrs. Broadfoot, Dawkins, Hall and Stembridge —4

#### READING OF THE JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the seventh legislative day.

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Adams (Tallapoosa) to suspend the rules in order to introduce a resolution was adopted.

Yeas 70; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kelly	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Kendall	Payne
Adams (Tallapoosa)	Ferrell	Killough	Perry
Albea	Franklin	Kirkham	Richardson
Ashworth	Gilchrist	Lee (Barbour)	Roberts
Bassett	Gilmer	Lee (Lawrence)	Rodgers
Boyd	Gist	Locke (Perry)	Selman
Bradford	Gregory	Love	Simon
Brannan	Grouby	McClendon (Chambers)	Speaks
Branyon	Hall	McKay	Stembridge
Brassell	Hanby	McNider	Summerlin
Broadfoot	Harrison	Martin	Taylor
Brooks	Harvey	Mathews	Thomas
Brown (Lamar)	Hawkins	Mathison	Tyson
Brown (Lee)	Huddleston	Merrill	Vacca
Cornett	Jenkins	Murphy	Ward
Cox	Johnson (Elmore)	Nettles	Wood
Dickson	Kaul		

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Nays:

Messrs.:	Dement	Hunt	Steagall
Dawkins	Hain	Shumate	

—6

#### INTRODUCTION OF RESOLUTION

Pursuant to the foregoing motion, the following resolution was introduced:

By Mr. Adams (Tallapoosa):

H. J. R. 20. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, THAT WHEN THE TWO

HOUSES ADJOURN TODAY THEY ADJOURN TO MEET AGAIN ON TUESDAY, JUNE 4, 1957, AT ELEVEN O'CLOCK A. M.

And the resolution, H. J. R. 20, was adopted.

Yeas 70; Nays 6.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kelly	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Kendall	Payne
Adams (Tallahassee)	Ferrell	Killough	Perry
Albea	Franklin	Kirkham	Richardson
Ashworth	Gilchrist	Lee (Barbour)	Roberts
Bassett	Gilmer	Lee (Lawrence)	Rodgers
Boyd	Gist	Locke (Perry)	Selman
Bradford	Gregory	Love	Simon
Brannan	Grouby	McClendon (Chambers)	Speaks
Branyon	Hall	McKay	Stembridge
Brassell	Hanby	McNider	Summerlin
Broadfoot	Harrison	Martin	Taylor
Brooks	Harvey	Mathews	Thomas
Brown (Lamar)	Hawkins	Mathison	Tyson
Brown (Lee)	Huddleston	Merrill	Vacca
Cornett	Jenkins	Murphy	Ward
Cox	Johnson (Elmore)	Nettles	Wood
Dickson	Kaul		

—70

Nays:

Messrs.:	Dement	Hunt	Steagall
Dawkins	Hain	Shumate	

—6

### ADJOURNMENT

On motion of Mr. Edwards (Escambia) the House adjourned until Tuesday, June 4, 1957, at eleven o'clock A. M.

Yeas 38; Nays 35.

Yeas:

Mr. Speaker	Edwards (Escambia)	Locke (Choctaw)	Rodgers
Albea	Ferrell	Locke (Perry)	Selman
Bradford	Gilchrist	Love	Shumate
Branyon	Gregory	McLendon (Bullock)	Simon
Brassell	Hall	Martin	Solomon
Broadfoot	Hare	Mathews	Stembridge
Brooks	Huddleston	Mathison	Vacca
Brown (Lamar)	Jenkins	Merrill	Ward
Dawkins	Kirkham	Murphy	Windle
DeSear	Lee (Lawrence)		

—38

Nays:

Messrs.:	Franklin	Hunt	Payne
Adams (Tallahassee)	Gilmer	Kaul	Pruitt
Ashworth	Gist	Killough	Richardson
Bassett	Goodwyn	Lee (Barbour)	Speaks
Boyd	Grouby	McClendon (Chambers)	Steagall
Brannan	Hain	McKay	Summerlin
Dement	Hanby	McNider	Thomas
Dickson	Hawkins	Nettles	Tyson
Edwards (Jefferson)	Hodges	Oakley	Wood

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## NINTH DAY

House of Representatives  
Montgomery, Alabama  
Tuesday, June 4, 1957

The House met pursuant to adjournment.

## PRAYER

The session was opened with prayer by the Reverend Thomas G. Jones, Methodist Minister, retired, Montgomery, Alabama.

## ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Edwards (Escambia)	Kaul	Oden
Adams (Jefferson)	Edwards (Jefferson)	Kelly	Payne
Adams (Tallapoosa)	Faulk	Kendall	Perry
Albea	Ferrell	Killough	Pirkle
Ashworth	Franklin	Kirkham	Pruitt
Bassett	Gilchrist	Lackey	Ramey
Boyd	Gilmer	Law	Reynolds
Bradford	Gist	Lee (Barbour)	Richardson
Brannan	Goodwyn	Lee (Lawrence)	Roberts
Branyon	Gregory	Locke (Choctaw)	Rodgers
Brassell	Grouby	Locke (Perry)	Selman
Brewer	Hain	Love	Shumate
Broadfoot	Hall	McClendon (Chambers)	Simon
Brooks	Haltom	McKay	Solomon
Brown (Lamar)	Hanby	McLendon (Bullock)	Speaks
Brown (Lee)	Hardy	McNider	Steagall
Burkhalter	Hare	Martin	Stembridge
Callahan	Harrison	Mathison	Stokes
Cornett	Harvey	Merrill	Summerlin
Cox	Hodges	Money	Taylor
Davis	Holliman	Murphy	Thomas
Dawkins	Huddleston	Nettles	Tyson
deGraffenried	Hunt	Nice	Vacca
Dement	Jenkins	Nolen	Windle
DeSear	Johnson (Elmore)	Oakley	Wood
Dickson	Johnson (Tallapoosa)		

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A quorum was present.

## LEAVE OF ABSENCE

On motion of Mr. Dawkins leave of absence was granted to Mr. Mathews because of a death in his family.

## REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the eighth legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

On motion of Mr. Davis, the reading at length of the Journal of the House for the eighth legislative day was dispensed with and the report

# REGULAR SESSION

369

of the Standing Committee on Rules was concurred in and adopted, and the Journal for the eighth legislative day was approved.

Yeas 69; Nays 14.

Yeas:

Mr. Speaker	Franklin	Kendall	Nettles
Adams (Jefferson)	Gilchrist	Killough	Nice
Adams (Tallapoosa)	Gilmer	Kirkham	Oakley
Albea	Gist	Lackey	Payne
Ashworth	Goodwyn	Law	Pirkle
Bassett	Grouby	Lee (Barbour)	Pruitt
Boyd	Hain	Locke (Choctaw)	Ramey
Brannan	Hall	Locke (Perry)	Reynolds
Branyon	Haltom	Love	Richardson
Brewer	Hanby	McClendon (Chambers)	Roberts
Brooks	Harrison	McKay	Speaks
Burkhalter	Harvey	McLendon (Bullock)	Steagall
Cornett	Hunt	McNider	Stembridge
Cox	Jenkins	Martin	Taylor
DeSear	Johnson (Elmore)	Mathison	Thomas
Edwards (Escambia)	Johnson (Tallapoosa)	Merrill	Vacca
Edwards (Jefferson)	Kelly	Money	Windle
Faulk			

—69

Nays:

Messrs.:	Davis	Hare	Shumate
Bradford	Dawkins	Huddleston	Simon
Brassell	Ferrell	Lee (Lawrence)	Wood
Broadfoot	Gregory	Murphy	

—14

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Davis to suspend the rules in order to dispense with further reading of the Journal of the House for the seventh legislative day was lost.

Yeas 65; Nays 22.

Yeas:

Mr. Speaker	Franklin	Kelly	Nettles
Adams (Jefferson)	Gilchrist	Kendall	Nice
Adams (Tallapoosa)	Gilmer	Killough	Oakley
Albea	Gist	Kirkham	Payne
Ashworth	Goodwyn	Lackey	Pirkle
Bassett	Grouby	Law	Pruitt
Boyd	Hain	Lee (Barbour)	Ramey
Brannan	Hall	Lee (Lawrence)	Reynolds
Branyon	Hanby	Locke (Perry)	Richardson
Brewer	Harrison	Love	Roberts
Brooks	Harvey	McClendon (Chambers)	Steagall
Burkhalter	Holliman	McKay	Stembridge
Cornett	Hunt	McLendon (Bullock)	Taylor
Cox	Jenkins	McNider	Thomas
DeSear	Johnson (Elmore)	Martin	Vacca
Edwards (Jefferson)	Johnson (Tallapoosa)	Money	Windle
Faulk			

—65

Nays:

Messrs.:	Davis	Haltom	Murphy
Bradford	Dawkins	Hare	Oden
Brassell	Dement	Huddleston	Simon
Broadfoot	Edwards (Escambia)	Locke (Choctaw)	Solomon
Brown (Lamar)	Ferrell	Mathison	Wood
Brown (Lee)	Gregory	Merrill	

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The Clerk proceeded to continue the reading of the Journal of the House for the seventh legislative day.

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Jenkins to suspend the rules in order to take up the following Message from the Senate was adopted.

Yeas 59; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Merrill
Adams (Tallapoosa)	Faulk	Johnson (Elmore)	Murphy
Albea	Ferrell	Johnson (Tallapoosa)	Nettles
Ashworth	Gilmer	Kendall	Payne
Bassett	Gist	Kirkham	Perry
Boyd	Goodwyn	Lackey	Pruitt
Branyon	Grouby	Law	Simon
Brassell	Hain	Locke (Choctaw)	Speaks
Broadfoot	Hall	Locke (Perry)	Steagall
Brown (Lamar)	Haltom	McClendon (Chambers)	Stembridge
Burkhalter	Hanby	McKay	Taylor
Callahan	Hare	McLendon (Bullock)	Vacca
Cornett	Harrison	McNider	Windle
Davis	Huddleston	Martin	Wood
Dawkins	Hunt	Mathison	

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#### MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bill, your signature thereto is requested:

S. 51. To validate in certain cases elections heretofore held in school districts and counties for the purpose of authorizing a special tax for any school purpose, or for school purposes generally, under the Constitution, or for the purpose of authorizing any such tax and the consolidation of school districts.

J. E. SPEIGHT,  
Secretary.

#### SIGNING OF SENATE BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set out in the above and foregoing Message from the Senate.

#### READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the seventh legislative day.

#### MOTION TO SUSPEND RULES LOST

The motion of Mr. Gilchrist to suspend the rules in order to dispense with further reading of the Journal of the House for the seventh legislative day was lost.



Yeas 65; Nays 24.

*Yeas:*

Messrs.:	Gist	Kelly	Merrill
Adams ( <i>Jefferson</i> )	Goodwyn	Kendall	Nettles
Adams ( <i>Tallapoosa</i> )	Grouby	Killough	Nice
Albea	Hain	Kirkham	Nolen
Ashworth	Hall	Lackey	Oakley
Bassett	Haltom	Law	Payne
Boyd	Hanby	Lee ( <i>Barbour</i> )	Perry
Brannan	Hardy	Lee ( <i>Lawrence</i> )	Pruitt
Brewer	Harrison	Locke ( <i>Choctaw</i> )	Ramey
Brooks	Harvey	Locke ( <i>Perry</i> )	Richardson
Burkhalter	Hodges	Love	Speaks
DeSear	Holliman	McClendon ( <i>Chambers</i> )	Steagall
Dickson	Hunt	McKay	Taylor
Edwards ( <i>Jefferson</i> )	Jenkins	McLendon ( <i>Bullock</i> )	Thomas
Franklin	Johnson ( <i>Elmore</i> )	McNider	Vacca
Gilchrist	Johnson ( <i>Tallapoosa</i> )	Martin	Windle
Gilmer	Kaul		

—65

*Nays:*

Mr. Speaker	Davis	Mathison	Simon
Bradford	Dawkins	Money	Solomon
Brassell	Ferrell	Murphy	Stembridge
Broadfoot	Gregory	Oden	Stokes
Brown ( <i>Lamar</i> )	Hare	Pirkle	Tyson
Brown ( <i>Lee</i> )	Huddleston	Shumate	Wood

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## READING OF THE JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the seventh legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Adams (*Tallapoosa*) to suspend the rules in order to offer a Motion in Writing was lost.

Yeas 55; Nays 31.

*Yeas:*

Mr. Speaker	Edwards ( <i>Jefferson</i> )	Huddleston	McKay
Adams ( <i>Jefferson</i> )	Franklin	Hunt	McLendon ( <i>Bullock</i> )
Adams ( <i>Tallapoosa</i> )	Gilchrist	Johnson ( <i>Elmore</i> )	McNider
Albea	Gilmer	Johnson ( <i>Tallapoosa</i> )	Merrill
Ashworth	Gist	Kaul	Nettles
Bassett	Goodwyn	Kelly	Nice
Boyd	Hain	Kendall	Nolen
Bradford	Hall	Killough	Payne
Brannan	Haltom	Kirkham	Perry
Brewer	Hanby	Lackey	Pirkle
Brooks	Hardy	Law	Reynolds
Brown ( <i>Lee</i> )	Hare	Lee ( <i>Barbour</i> )	Thomas
Burkhalter	Hodges	Locke ( <i>Choctaw</i> )	Vacca
Dickson	Holliman	Love	

—55

*Nays:*

Messrs.:	Brown ( <i>Lamar</i> )	DeSear	Harvey
Branyon	Cornett	Ferrell	Jenkins
Brassell	Davis	Gregory	Locke ( <i>Perry</i> )
Broadfoot	Dawkins	Harrison	Martin

Mathison	Pruitt	Simon	Taylor
Money	Ramey	Solomon	Tyson
Murphy	Richardson	Speaks	Windle
Oden	Shumate	Stokes	Wood

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## READING OF THE JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the seventh legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Richardson to suspend the rules in order to introduce a bill was lost.

Yeas 65; Nays 21.

Yeas:

Mr. Speaker	Gilchrist	Kelly	Nettles
Adams (Jefferson)	Gilmer	Kendall	Nolen
Adams (Tallapoosa)	Goodwyn	Kirkham	Oakley
Bassett	Hain	Lackey	Payne
Boyd	Hall	Law	Perry
Bradford	Hanby	Lee (Barbour)	Pirkle
Brannan	Hardy	Locke (Choctaw)	Pruitt
Brooks	Harvey	Locke (Perry)	Ramey
Brown (Lamar)	Hodges	Love	Reynolds
Brown (Lee)	Holliman	McClendon (Chambers)	Richardson
Cornett	Huddleston	McKay	Steagall
Dawkins	Hunt	McLendon (Bullock)	Stembridge
DeSear	Jenkins	McNider	Thomas
Dickson	Johnson (Elmore)	Martin	Tyson
Edwards (Jefferson)	Johnson (Tallapoosa)	Merrill	Vacca
Faulk	Kaul	Money	Windle
Franklin			

—65

Nays:

Messrs.:	Dement	Lee (Lawrence)	Shumate
Branyon	Ferrell	Mathison	Simon
Brassell	Gregory	Murphy	Solomon
Broadfoot	Haltom	Oden	Speaks
Burkhalter	Hare	Selman	Wood
Davis	Harrison		

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## READING OF THE JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the seventh legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Grouby to suspend the rules in order to introduce a resolution was lost.

Yeas 31; Nays 51.

Yeas:

Messrs.:	Franklin	Kirkham	Oakley
Ashworth	Gist	Law	Oden
Boyd	Grouby	McKay	Payne
Bradford	Hodges	McLendon (Bullock)	Perry
Branyon	Holliman	McNider	Pruitt
Davis	Johnson (Elmore)	Mathison	Solomon
Dawkins	Johnson (Tallapoosa)	Money	Speaks
Faulk	Killough	Nettles	Windle

—31

*Nays:*

Mr. Speaker	Ferrell	Kelly	Reynolds
Adams ( <i>Jefferson</i> )	Gilchrist	Kendall	Richardson
Albea	Gilmer	Lackey	Selman
Bassett	Gregory	Lee ( <i>Lawrence</i> )	Shumate
Brannan	Haltom	Locke ( <i>Choctaw</i> )	Simon
Brassell	Hanby	Locke ( <i>Perry</i> )	Steagall
Broadfoot	Hare	Love	Stembridge
Brooks	Harrison	McClendon ( <i>Chambers</i> )	Taylor
Brown ( <i>Lamar</i> )	Harvey	Martin	Thomas
Burkhalter	Huddleston	Merrill	Tyson
Dement	Hunt	Murphy	Vacca
DeSear	Jenkins	Nice	Wood
Faulk	Kaul	Ramey	

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## MOTION TO ADJOURN LOST

The motion of Mr. Wood that the House adjourn until Friday, June 7, 1957, at ten o'clock A. M. was lost.

Yeas 8; Nays 76.

*Yeas:*

Messrs.:	Love	Payne	Taylor
Broadfoot	Money	Simon	Wood
Locke ( <i>Choctaw</i> )			

—8

*Nays:*

Mr. Speaker	Gilchrist	Johnson ( <i>Tallapoosa</i> )	Nolen
Adams ( <i>Jefferson</i> )	Gilmer	Kaul	Oakley
Adams ( <i>Tallapoosa</i> )	Gist	Kelly	Oden
Albea	Goodwyn	Kendall	Perry
Ashworth	Gregory	Kirkham	Pirkle
Bassett	Grouby	Lackey	Pruitt
Boyd	Hain	Lee ( <i>Barbour</i> )	Ramey
Bradford	Hall	Lee ( <i>Lawrence</i> )	Reynolds
Branyon	Haltom	Locke ( <i>Perry</i> )	Richardson
Brewer	Hanby	McClendon ( <i>Chambers</i> )	Selman
Brown ( <i>Lee</i> )	Hardy	McKay	Shumate
Burkhalter	Hare	McLendon ( <i>Bullock</i> )	Solomon
Cornett	Harrison	McNider	Speaks
Davis	Harvey	Martin	Steagall
Dement	Hodges	Mathison	Stembridge
DeSear	Holliman	Merrill	Thomas
Dickson	Huddleston	Murphy	Tyson
Edwards ( <i>Jefferson</i> )	Hunt	Nettles	Vacca
Franklin	Jenkins	Nice	Windle

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## READING OF THE JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the seventh legislative day.

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Steagall to suspend the rules in order to introduce a local bill was adopted.

Yeas 61; Nays 1.

Yeas:

Mr. Speaker	Franklin	Kendall	Oakley
Albea	Gilchrist	Killough	Oden
Bassett	Gilmer	Kirkham	Payne
Bradford	Gist	Lackey	Pruitt
Brannan	Goodwyn	Lee (Barbour)	Ramey
Brassell	Grouby	Lee (Lawrence)	Richardson
Brooks	Hain	Locke (Choctaw)	Selman
Burkhalter	Hall	Locke (Perry)	Simon
Callahan	Haltom	McClendon (Chambers)	Solomon
Cornett	Hanby	McKay	Speaks
Dawkins	Hardy	McNider	Steagall
deGraffenried	Harrison	Mathison	Stembridge
DeSear	Hodges	Merrill	Thomas
Dickson	Johnson (Tallapoosa)	Nettles	Vacca
Edwards (Jefferson)	Kelly	Nolen	Wood
Faulk			

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Nay: Mr. Murphy

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### INTRODUCTION OF BILL

The following bill was introduced, read one time and referred to appropriate standing committee, as follows:

By Mr. Steagall (with notice and proof):

**H. 434. Relating to Dale County: To fix the compensation of the Superintendent of Education of such county.**

Local Legislation No. 1.

Notice and Proof H. 434:

### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF DALE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Relating to Dale County: To fix the compensation of the Superintendent of Education of such county.

Be It Enacted by the Legislature of Alabama:

Section 1. The Superintendent of Education of Dale County shall be entitled to a salary of six thousand dollars (\$6,000) per annum, which shall be paid in monthly installment out of any funds available to the board of education for such purposes.

Section 2. All laws or parts of laws in conflict with this Act are repealed.

Section 3. This Act shall become effective at the expiration of the current term of office of the Superintendent of Education.

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF DALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared John Q. Adams, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Southern Star, a newspaper of general circulation published in Dale County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 9th, May 16th, May 23rd, and May 30th, all in the year 1957.

JOHN Q. ADAMS,  
Publisher.

Sworn to and subscribed before me this 1st day of June, 1957.

HENRY B. STEAGALL, II,  
Notary Public.

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the seventh legislative day.

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Selman to suspend the rules in order to introduce local bills was adopted.

Yeas:

Mr. Speaker	Faulk	Kirkham	Oden
Adams (Jefferson)	Franklin	Lackey	Payne
Albea	Gilmer	Lee (Barbour)	Perry
Bassett	Gist	Locke (Choctaw)	Ramey
Boyd	Gregory	Locke (Perry)	Richardson
Bradford	Grouby	McClendon (Chambers)	Selman
Brannan	Hain	McKay	Shumate
Branyon	Hall	McLendon (Bullock)	Simon
Brassell	Hanby	McNider	Solomon
Brown (Lamar)	Hardy	Martin	Speaks
Burkhalter	Harrison	Merrill	Steagall
Cornett	Hodges	Money	Stembridge
Davis	Holliman	Murphy	Taylor
Dawkins	Jenkins	Nettles	Vacca
deGraffenried	Johnson (Tallapoosa)	Nice	Windle
DeSear	Kendall	Nolen	Wood
Edwards (Jefferson)	Killough	Oakley	

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## INTRODUCTION OF BILLS

The following bills were introduced, severally read one time and referred to appropriate standing committees as follows:  
By Messrs. Shumate and Selman (with notice and proof):

H. 435. Relating to Walker County; authorizing and providing for the establishment, operation, maintenance, and financing of a public law library in the county.

Local Legislation No. 1.

Notice and Proof H. 435:

STATE OF ALABAMA  
COUNTY OF WALKER

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Walker County; authorizing and providing for the establishment, operation, maintenance, and financing of a public law library in the county.

Be It Enacted by the Legislature of Alabama:

Section 1. All solicitor's fees hereafter collected in the circuit court of Walker County shall be paid into the county treasury and deposited to the credit of a fund to be known as the Walker County Public Law Library Fund, and shall be expended solely for the creation, operation and maintenance of a public law library in Walker County.

Section 2. The Walker County Public Law Library Fund shall be expended by the Executive Committee of the Walker County Bar Association, which committee shall designate some member of the committee to draw warrants upon the county for the expenditure of these funds. There shall be indicated on such warrants the fund against which the warrants are drawn. The Walker County Public Law Library Fund may be expended to provide suitable quarters furniture, fixture, supplies, and equipment for the library, and to Keep the same in a good state of maintenance and repair; to enlarge, expand, and improve the library and its facilities and equipment; to provide books, reports, and periodicals for the library; and to pay the compensation of a librarian and such other personnel as may be necessary and proper, in the opinion of the committee, to operate the library. The Walker County Public Law Library Fund shall be used primarily to purchase books, reports, and periodicals and to pay the salaries of the library personnel, but to the extent not so used may be otherwise expended for the maintenance of the library.

Section 3. The management of the Walker County Public Law Library is vested in the Executive Committee of the Walker County Bar Association, but all books or other property purchased with the funds produced by this Act shall be the property of Walker County. It is provided, however, that the committee may sell or exchange any such books, reports, periodicals, and personal property and apply the proceeds of the sale thereof, or the value thereof, upon the purchase of other books, reports, periodicals, and personal property for use in the library. The committee may accept any gift or loan of any books, reports, periodicals, and property for public use in the library upon such terms and conditions as may be stipulated by the donor or leader thereof and as may be agreeable to the committee. The Executive Committee of the Walker County Bar Association may appoint such personnel as may be necessary or proper to operate the library.

Section 4. On or before the tenth day of each month, the clerk of the circuit court of Walker County shall pay into the county treasury, for deposit to the credit of the Walker County Public Law Library Fund, the solicitor's fees collected in the trial of cases in the circuit court of the county.

Section 5. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 6. All laws or parts of laws which conflict with this Act are repealed.

Section 7. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

T. K. SELMAN,  
Member, House of Representatives,  
Place No. 2

5-9-4 tc

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF WALKER

Before me, the undersigned authority in and for said County in said State, this day personally appeared Bill Jones, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Walker County Times, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 9, May 16, May 23, and May 30, all in the year 1957.

BILL JONES.

Sworn to and subscribed before me June 3, 1957.

LATHAM G. SADDLER,  
Notary Public.

By Messrs. Selman and Shumate (with notice and proof):

H. 436. Relating to Walker County: providing further for the government of the county; abolishing the Board of Revenue, and creating in lieu thereof the Board of Finance and Control; providing for the selection of the members of the Board of Finance and Control; and prescribing their qualifications, terms, and compensation; providing for the organization and jurisdiction of the Board of Finance and Control, and for the powers and duties of its individual members; and repealing certain laws superseded by the provisions of this Act.

Local Legislation No. 1

Notice and Proof H. 436:

#### LEGAL NOTICE

##### STATE OF ALABAMA WALKER COUNTY

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Relating to Walker County: providing further for the government of the county; abolishing the Board of Revenue, and creating in lieu thereof the Board of Finance and Control; providing for the selection of the members of the Board of Finance and Control; and prescribing their

qualifications, terms, and compensation; providing for the organization and jurisdiction of the Board of Finance and Control, and for the powers and duties of its individual members; and repealing certain laws superseded by the provisions of this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. The Board of Revenue of Walker County is abolished, and there is created in lieu thereof the Board of Finance and Control of Walker County, which shall be composed of a president and four associate members. However, the chairman and other members of the Board of Revenue now in office shall serve as president and associate members, respectively, of the Board of Finance and Control until their successors are elected and qualified as provided in this Act.

Section 2. A president of the Board of Finance and Control shall be elected at the general election to be held in the year 1960, and every four years thereafter, and shall hold office from the first Monday after the second Tuesday in January next following his election, and until his successor is elected and qualified. The president of the Board must be a qualified elector of Walker County, and shall be elected by the qualified electors of the entire county.

Section 3. Associate members of the Board shall be elected by the qualified electors of the county at large. The associate members shall be elected at the general election to be held in the year 1960, and every 4 years thereafter, and shall hold office from the first Monday after the second Tuesday in January next following his election and until their successors are elected and qualified. In case of a vacancy, it is to be filled by the Governor and the person so appointed will hold office for the remainder of the term of the President or associate members in whose place he is appointed.

Section 4. The associate members of the Board shall be nominated by the qualified electors of their respective districts. One associate member of the Board must be a resident and qualified elector of District No. 1, one associate member must be a resident and qualified elector of District No. 2, one associate member must be a resident and qualified elector of District No. 3, and one associate member must be a resident and qualified elector of District No. 4. Walker County, Alabama, is hereby divided into four (4) districts as follows: District One shall be composed of Beats one, two, three, twenty-eight, twenty-nine, thirty-three, thirty-six and thirty-eight, as said Beats are now constituted: District No. Two shall be composed of Beats four, five, six, seven, twenty-four, twenty-five, twenty-six, thirty-two, thirty-four and thirty-five, as said Beats are now constituted: District No. Three shall be composed of Beats eight, nine, ten, eleven, twelve, eighteen, nineteen, twenty, twenty-two, twenty-three and thirty-one, as said Beats are now constituted: and District No. Four shall be composed of Beats thirteen, fourteen, fifteen, sixteen, seventeen, twenty-one, twenty-seven, thirty and thirty-seven, as said Beats are now constituted. No person other than a resident and qualified elector of any such District shall be qualified to represent such District on the Board of Finance and Control.

Section 5. The president of the Board of Finance and Control of Walker County shall be its presiding officer and shall have the same powers and authority as other members in passing upon all questions, and shall sign the minutes of the proceedings of the Board, and shall sign all warrants drawn on the county treasury, unless in the event of his disability some other members of the Board shall be designated by an appropriate resolution of the Board so to do. It shall be his duty to receive and prepare business and obtain information for the sessions of the Board and to see the execution of all orders thereof, and to report to the Board



all infractions of the revenue law in the county of which he can obtain authentic information. The president shall exercise all the powers and perform all the duties required by general laws of the probate judges as to matters coming before the courts of county commissioners.

Section 6. The Board of Finance and Control of Walker County shall have all the jurisdiction and powers which are or may hereafter be vested in the courts of county commissioners, boards of revenue or like county governing bodies of this State, except or otherwise in this Act provided; and the members thereof shall perform all the duties and services and exercise all the powers which are, or may be, provided by law for the members of courts of county commissioners, boards of revenue or like county governing bodies of this State. It is provided, however, that neither the Board nor any member thereof shall have authority to rent out, hire, lease, or lend any machinery or equipment acquired, owned, or held by the county for use in the construction, maintenance, or repair of the county public roads and bridges. .

Section 7. The Board of Finance and Control of Walker County is hereby authorized and empowered to equip, maintain, and operate the county-owned hospital known as the People's Hospital, for the care and treatment of the sick, wounded, or infirm, or other persons, in need of hospital treatment, and the county-owned nurses' home, and to make such rules and regulations as are necessary for the proper operation of the hospital and nurses' home. The Board shall operate the hospital mainly as a charitable institution and not for gain or profit, but may admit persons who are able to pay, and charge persons able to pay for admission to the hospital, and to pay for admission to the hospital, and may fix and collect reasonable charges for their care and treatment therein.

Section 8. The president and associate members of the Board of Finance and Control of Walker County shall, at least once every two weeks, make personal inspections of the county jail, The People's Hospital, and the building and grounds formerly known as the Alms House and now used as an old people's home. The members of the Board shall also supervise and approve or disapprove, in advance of purchase, the purchase of all office furniture, stationery, and supplies which are required to be paid for out of the general funds of the county for the use of the county offices and officers of Walker County.

Section 9. The Board of Finance and Control of Walker County may appropriate from the county treasury a sum not in excess of one thousand dollars for the relief of the dependents of any officer or employee of Walker County who is killed in the performance of his duties or while acting within the line and scope of his employment, if such Board is satisfied that the claim is a just and righteous demand against the county, though not legally enforceable, and such dependents have no recourse to the State Board of Adjustment.

Section 10. The Board of Finance and Control of Walker County may employ a chief clerk to the Board, and as many assistant clerks as are reasonably necessary for the convenient and orderly transaction of its business, and may fix their salaries and terms of employment.

Section 11. The Board of Finance and Control shall hold regular meetings on Friday of each week and may hold special meetings upon the call of either the president or two associate members of the Board. A majority of the members of the Board shall constitute a quorum for the transaction of business. The Board shall keep complete and accurate written minutes of all meetings, business transacted, and resolutions adopted; and there shall be recorded therein the vote of each member.

At each meetings the minutes of the previous meeting shall be read, and all minutes shall be open to public inspection at all reasonable times.

Section 12. The members of the Board of Finance and Control shall devote as much time to the performance of their duties as may be necessary for the efficient administration of the Board's affairs. The president of the Board shall receive an annual salary of Sixty Six Hundred dollars (\$6,600.00) and each associate member of the Board shall receive an annual salary of Six Thousand dollars (\$6,000.00). The salaries of the members of the Board shall be paid in equal monthly installments from any funds in the county treasury available for that purpose, as provided by law, and shall be their entire compensation for the services required of them by this Act.

Section 13. Before entering upon the discharge of their duties, the president and associate members of the Board of Finance and Control shall each execute a bond, in the sum of ten thousand dollars (\$10,000) in the case of the president, and in the sum of five thousand dollars (\$5,000) in the case of the associate members. The bonds shall be payable to Walker County, with good and sufficient surety, and shall be conditioned upon the faithful discharge of their duties of office. The bonds shall be filed and recorded in the office of judge of probate of Walker County, and the premiums thereon shall be paid by the county.

Section 14. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 15. All laws or parts of laws which conflict with this Act are repealed. Act No. 232, S. 187, approved July 31, 1935, (Local Acts of Alabama, 1935, p. 131); Act No. 435, H. 643, approved July 6, 1945 (Local Acts of Alabama, 1945, p. 186); Act No. 436, H. 644, approved July 6, 1945 (Local Acts of Alabama 1945, p. 186) Act No. 462, H. 934, approved August 25, 1949 (Acts of Alabama, 1949, p. 675); Act No. 337, H. 714, approved August 1, 1951 (Acts of Alabama, 1951 p. 625); and Act No. 298, H. 605, approved August 5, 1953 (Acts of Alabama, 1953, p. 359), are all expressly repealed.

Section 16. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

#### WALKER CO. BOARD OF REVENUE

Chairman,

T. J. LAND, SR.

District 1—J. H. DEASON

District 2—C. B. GUTHRIE

District 3—SPENCER POE

District 4—JESSE DANIEL

5-9-14c

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF WALKER

Before me, the undersigned authority in and for said County in said State, this day personally appeared Margaret Phillips, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Bookkeeper of the Mountain Eagle, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four

successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 9, May 16, May 23, and May 30, all in the year 1957.

MARGARET PHILLIPS.

Sworn to and subscribed before me May 30, 1957.

FAYE O'REAR,  
Notary Public.

By Mr. Wood (with notice and proof):

H. 437. To fix the compensation of the county superintendent of education of Washington County.

Local Legislation No. 1.

Notice and Proof H. 437:

### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF WASHINGTON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To fix the compensation of the county superintendent of education of Washington County.

Be It Enacted by the Legislature of Alabama:

Section 1. The county superintendent of education of Washington County shall be paid a salary of five thousand four hundred dollars (\$5,400) per annum, which shall be paid from the school funds of the county in equal monthly installments.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective on July 1, 1957, or upon its enactment if enacted after that date.

5-9-4tc

### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF WASHINGTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared N. B. Stallworth, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Washington County News, a newspaper of general circulation published in Washington County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 9, May 16, May 23, and May 30, all in the year 1957.

N. B. STALLWORTH.

Sworn to and subscribed before me May 30, 1957.

ETHEL S. JENKINS,  
Notary Public.

By Messrs. Money and Gist (with notice and proof):

H. 438. To amend further an act approved November 4, 1950 entitled "An Act To create a Board of Revenue for Jackson County; providing its powers and duties and for the compensation of its members; prescribing penalties for violations of this Act; and abolishing the Court of County Commissioners of Jackson County" (Acts of Alabama 1950-51, Vol. I, p. 126).

Local Legislation No. 1.

Notice and Proof H. 438:

#### NOTICE

#### STATE OF ALABAMA COUNTY OF JACKSON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To amend further an act approved November 4, 1950 entitled "An Act To create a Board of Revenue for Jackson County; providing its powers and duties for the compensation of its members; prescribing penalties for violations of this Act; and abolishing the Court of County Commissioners of Jackson County" (Acts of Alabama 1950- 51, Vol. I, p. 126).

Be it enacted by the Legislature of Alabama:

Section 1. Section 3 of an act approved November 4, 1950, which created a board of revenue for Jackson County and abolished the court of county commissioners of said county (Act No. 65, H. 81, Acts of Alabama 1950-51, Vol. I, p. 126) as amended, is amended further to read as follows:

"Section 3. At the general election in November, 1952, and every four years thereafter, the qualified electors of Jackson County shall elect from the county at large a chairman of the Board of Revenue and a member of the Board of Revenue for each of the four commissioners' districts in the county as they are now constituted. A candidate for chairman of the Board must be a qualified elector and legal resident of Jackson County. Each candidate for associate member of the Board must be a qualified elector and legal resident of the district he seeks to represent. The chairman and members of the Board shall assume office the first Monday after the second Tuesday in January, 1953, and every four years thereafter. They shall hold office for a term of four years and until their successors are elected and qualified. The chairman shall be paid a monthly salary of three hundred dollars (\$300) per month, to be paid from the county treasury; and he shall receive no other compensation except as may be specifically provided herein. Each member of the Board shall receive twelve dollars (\$12) for each day's service, not to exceed forty-eight dollars (\$48) per month and travel expenses of ten cents per mile travelled in attending regular and special meetings of the Board. In addition to all other wages, salary, and other compensation herein provided to be paid the four members of the board, said members

shall each be paid, out of the general funds of the county, the sum of twelve hundred dollars (\$1200) per annum, payable in twelve equal monthly installments, to defray the expenses incurred by such members in performing the various duties of their respective offices."

Section 2. Section 8 of said Act No. 65, H. 81, approved November 4, 1950, as amended, is further amended to read as follows:

Section 8. After the first Monday following the second Tuesday in January, 1953, the chairman of the Board shall be required to give his entire time and attention to the business of the Board. He shall sign all warrants or orders for disbursements of money from the county treasury. Claims against the county treasury may be sworn to before the chairman or before any other officer qualified to administer oaths. It shall be the duty of the chairman to receive and prepare the business of, and to obtain information for the meetings of the Board for the purpose of dispatching the work of the Board. The chairman shall see to the execution of all orders of the Board, and after the first Monday following the second Tuesday in January, 1953, he shall keep the books and records of the Board or personally supervise the same. He shall enter the minutes of all proceedings of the Board in a well-bound book, which shall be provided for that purpose, within five days from the adjournment of every regular or special meeting. The minute book shall be kept in the office of the Board and shall be open to public inspection at all reasonable hours. The chairman shall be entitled to five dollars for recording the minutes of each regular or special meeting of the Board, but such compensation shall not exceed in all twenty dollars for any month. The chairman of the Board shall keep a complete record of all receipts and disbursements of county funds and must be prepared at all times to show the exact financial condition of the county. The chairman may employ a bookkeeper or clerk, who shall receive a salary, to be paid out of the general funds of the county, of not less than twelve hundred dollars (\$1200) nor more than eighteen hundred dollars (\$1800) per annum, payable in equal monthly installments, the exact amount to be fixed by the board of revenue of said county."

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. The provisions of this act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

425A4t

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF JACKSON

Before me, the undersigned authority in and for said County in said State, this day personally appeared P. W. Campbell, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the PROGRESSIVE AGE, a newspaper of general circulation published in Jackson County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 25, May 2, May 9, and May 16, all in the year 1957.

P. W. CAMPBELL.

Sworn to an dsubscribed before me May 20th, 1957.

JOHN B. TALLEY,  
Notary Public.

My commn. expires 2-14-59

By Messrs. Gist and Money (with notice and proof):

H. 439. To define, regulate, and license barbers, apprentice barbers, and the practice of barbering in Jackson County; to create the Board of Barber Examiners of Jackson County, and to provide for the appointment, term, powers, duties, and compensation of the members thereof; to provide for the examination of applicants for a barber's certificate of registration or for an apprentice barber's certification of registration; to provide for the issuance, suspension, and revocation of a certificate of registration, and to provide for appeals from any action of the Board of Barber Examiners in refusing to issue, or in suspending or revoking, a certificate of registration; and to prescribe penalties for violations of the Act.

Local Legislation No. 1.

Notice and Proof H. 439:

#### NOTICE

#### STATE OF ALABAMA COUNTY OF JACKSON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To define, regulate, and license barbers, apprentice barbers, and the practice of barbering in Jackson County; to create the Board of Barber Examiners of Jackson County, and to provide for the appointment, term, powers, duties, and compensation of the members thereof; to provide for the examination of applicants for a barber's certificate of registration or for an apprentice barber's certification of registration; to provide for the issuance, suspension, and revocation of a certificate of registration, and to provide for appeals from any action of the Board of Barber Examiners in refusing to issue, or in suspending or revoking, a certificate of registration; and to prescribe penalties for violations of the Act.

Be It Enacted by the Legislature of Alabama:

Section 1. Unlawful Acts—It shall be unlawful for any person to engage in the practice or attempt to practice barbering in Jackson County without a certificate of registration as a barber or as an apprentice barber issued by the Board of Barber Examiners of Jackson County pursuant to the provisions of this Act.

It shall be unlawful for any person to serve as an apprentice barber under a registered barber or otherwise without a certificate of registration as an apprentice barber issued by the board.

It shall be unlawful for any person, firm or corporation to operate a barber shop in Jackson County, unless such shop shall at all times be under the direct supervision and management of a registered barber, registered under the provisions of this Act.

It shall be unlawful for any person, firm or corporation to hire or employ any person to engage in the practice of barbering, as hereinafter defined, unless such person then holds a valid, unexpired, and unrevoked certificate of registration to practice barbering, or a certificate or registration as an apprentice barber.

It shall be unlawful for any person, firm or corporation owning, operating, or managing a barber shop in Jackson County to knowingly permit or allow any person who is afflicted with a contagious or infectious disease to work or be employed in such barber shop.

It shall be unlawful for any person, firm or corporation owning, operating, or managing a barber shop in Jackson County to knowingly permit or allow any person employed in such barber shop to violate any provision of this Act, or to violate any of the sanitation laws, rules, or regulations of the State of Alabama, or of the State Health Department, or of Jackson County.

It shall be unlawful for any person, firm or corporation to operate any barber shop in a residence or dwelling house in Jackson County while any part of such residence or dwelling house is being used at the same time for living or residence purposes, or to operate such barber shop in any place where foodstuffs are handled or sold, unless the walls or partitions of that part of the building occupied by such barber shop reach and extend from the floor to the ceiling of such building so that the barber shop is completely enclosed from the remainder of the building.

Section 2. Any one of any combination of the following practices done by any person for another, when done for payment, either directly or indirectly, upon the upper part of the body for cosmetic purposes (when not done for the treatment of disease of physical or mental ailments), constitutes the practice of barbering.

1. Shaving or trimming the beard, or cutting or trimming the hair.
2. Giving facial and scalp massages or applications with oil, creams, lotions or other preparations, either by hand or with the use of mechanical appliances.
3. Singeing, shampooing, or dyeing the hair or applying hair tonics.
4. Applying cosmetic preparations, antiseptics, powders, oils, clay, or lotions to scalp, face, or neck, or upper part of the human body.

For the purpose of this Act and as used herein, the term "barber shop" is hereby defined to embrace and include any establishment or place of business wherein the practice of barbering as hereinabove defined is engaged in or carried on, and which is open to the use of the general public.

Section 3. No apprentice barber shall independently practice barbering, but he may, as an apprentice barber register under the provisions of this Act, do any or all of the acts constituting the practice of barbering under the immediate personal supervision of a registered barber. Only one such apprentice barber shall be employed in any licensed shop.

Section 4. The provisions of this Act shall not be constituted to apply to any beauty parlor, beauty establishment operated for such establishment operated for women only.

Section 5. There is hereby created the Board of Barber Examiners of Jackson County, which shall be composed of the health officer of the county as an ex officio member and three other members to be appointed by the board, of revenue, court of county commissioners, or other like governing body of the county. Within two weeks after the effective date of this Act, the county governing body shall appoint the first three

members of the board, one of whom shall be appointed for a term of one year, one of whom shall be appointed for a term of two years, and one of whom shall be appointed for a term of three years. The successor to each member first appointed to the board shall serve for a term of three years, and until his successor is appointed and qualified. No person shall be eligible for appointment as a member of the board, unless he is a practicing barber who has been engaged in such practice for a period of not less than five years, at least three years of which must have been in Jackson County. Each member of the board shall receive five dollars (\$5.00) for each day he actually attends a meeting of the board, but the total compensation of any member of the board shall not exceed twenty dollars (\$20.00) in any one year. The board shall elect a president and secretary-treasurer from among its members. Except as otherwise provided herein, the board shall be responsible for the administration and enforcement of this Act.

Section 6. The board shall hold at least one meeting each year, and notice of the meeting shall be given by publication in some newspaper of general circulation in Jackson County, or by mailing such notice to each registered barber and apprentice barber in the county, giving the time and place of such meeting. Except as otherwise provided herein, meetings of the board shall be upon call of the president. The president and any two members of the board shall constitute a quorum for the conduct of any business of the board.

Section 7. All fees and charges collected by the board under the provisions of this Act shall be paid into the county treasury, and shall constitute a separate fund to be disbursed by the governing body of the county, with the approval of the chairman of the county governing body, on order of the Board of Barber Examiners. All expenses of the Board of Barber Examiners, incurred in administering and enforcing the provisions of this Act, shall be paid out of such special fund, but at no time shall the expenses of the board be greater than the amount on hand in such special fund. All money in excess of five hundred dollars (\$500.00) remaining in said special fund at the end of any fiscal year shall become a part of the general fund of the county.

Section 8. Any person desiring to practice as an apprentice barber in Jackson County after the effective date of this Act shall make written application to the Board of Barber Examiners, and state, under oath, his name, age, residence for the past five years, previous barbering experience, and such other information as the board may require. The application shall be accompanied by the certificate of a reputable and licensed physician of the county certifying that the applicant has been examined by him and is not afflicted with any contagious or infectious disease that is likely to endanger the public health. The physician's certificate shall also give the date of his examination of the applicant, which examination must be within ten days immediately preceding the date the applicant files his application. Each application must be accompanied by the payment of an examination fee in the amount of fifteen dollars (\$15.00). The board shall, within twenty days after the filing of any such application, meet and examine the applicant for the purpose of determining his fitness to practice as an apprentice barber, considering his moral habits and physical capabilities. If the board determines the applicant to be qualified to practice as an apprentice barber, then it shall issue to him a certificate of registration as an apprentice barber, upon payment by the applicant of a license fee of four dollars (\$4.00). Such certificate of registration shall be good for six months, at the expiration of which time the apprentice barber may make application, in the manner prescribed herein, for a certificate of registration as a barber. Provided, however, that the board may, at its discretion, renew an apprentice barber's certificate of registration for a period not to exceed six months.



Section 9. Any person desiring to practice as a barber in Jackson County may, if he has served as an apprentice barber under the provisions of this Act for a period of not less than six months, make application to the Board of Barber Examiners, in writing and under oath, for a certificate of registration. The application shall be accompanied by the certificate of a reputable and licensed physician of the county certifying that the applicant has been examined by him and is not afflicted with any contagious or infectious disease that is likely to endanger the public health. The physician's certificate shall also give the date of his examination of the applicant, which examination must be within ten days immediately preceding the date the applicant files his application. The board shall, within twenty days after the filing of any such application, meet and examine the applicant for the purpose of determining his fitness to practice barbering, which examination must be based on the fundamental and scientific principals of barbering. If the board determines the applicant to be qualified, then it shall issue to him a certificate of registration as a barber, upon payment by the applicant of the annual license fee of four dollars (\$4.00). No person who is not of good moral character, or who is an alcoholic or drug addict, or who is a person of intemperate habits, shall be issued a certificate of registration as a barber.

Section 10. A barber's certificate of registration shall expire on the thirty-first day of December each year, and may be renewed on or before the first day of February each year without an examination by the board, upon the payment of the annual license fee of four dollars (\$4.00), and by submitting to the board the certificate of health required under the provisions of Section 9 of this Act. A barber's certificate of registration may be renewed in the same manner after the first day of February but prior to the first day of April upon the payment of a penalty of one dollar (\$1.00) in addition to the license fee prescribed herein. Provided, however, that it shall be unlawful for anyone, except a person holding a current apprentice's certificate of registration issued under the provisions of this Act, to practice barbering in Jackson County without having a barber's certification of registration in full force and effect.

Section 11. Any person, who shall have been actively engaged in the practice of barbering in Jackson County for a period of ninety days continuously and immediately preceding the effective date of this Act, shall be entitled to a barber's certificate of registration, without submitting to an examination by the board, by making application for such certificate of registration within thirty days after the effective date of this Act, and upon payment of the annual license fee of four dollars (\$4.00). Provided, however, that such application must be accompanied by the certificate of a reputable and licensed physician of the county certifying that the applicant has been examined by him and is not afflicted with any contagious or infectious disease that is likely to endanger the public health. The physician's certificate shall also give the date of his examination of the applicant, which examination must be within ten days immediately preceding the date the applicant files his application.

Section 12. The Board of Barber Examiners shall have the right at any time to require any person operating or managing, or employed in, any barber shop in Jackson County to submit to a physical examination by a duly licensed physician of the county to determine whether such person is free from any contagious or infectious disease. Any person who fails to submit to such physical examination within five days after receipt of written notification thereof from the board shall be guilty of a violation of this Act, and upon conviction may be punished as prescribed herein. Each day such violation occurs shall constitute a separate offense.

Section 13. The health officer of Jackson County shall be responsible for the enforcement of the sanitary and health provisions of this Act. He shall make sanitary inspections of all barber shops in the county at least once each month, and at such other times as he may be called upon to do so by a majority of the members of the Board of Barber Examiners. All inspections shall be made during regular business hours of such barber shops.

Section 14. The Board of Barber Examiners of Jackson County shall revoke or suspend the certificate of registration of any barber or apprentice barber found guilty by the board of any of the following acts or offenses: 1. Fraud in procuring a certificate of registration; 2. Incompetence in the practice of barbering; 3. Immoral, unprofessional, or dishonorable conduct; 4. Habitual intoxication or addiction to drugs; 5. Conviction of an offense involving moral turpitude; 6. Fraud in representations as to skill or ability; 7. The use of untruthful or improbable advertising; 8. Distribution of intoxicating liquor or drugs for other than lawful purposes; 9. Repeating violations of any of the provisions of this Act; 10. Continued practice of barbering while knowingly having an infectious or contagious disease; 11. Wilfully failing or refusing to display the certificate of registration in a conspicuous place behind the barber chair or work stand.

The board shall give 5 days written notice to any barber or apprentice barber, whose certificate of registration it seeks to revoke or suspend, to appear before the board and show cause why his certificate of registration should not be revoked or suspended; and such notice shall set out in full all charges against such barber or apprentice barber and the time and place for hearing the same. This notice may be served on such barber or apprentice barber by any sheriff or deputy of the county, or by any member of the Board of Barber Examiners. Any barber or apprentice barber shall have the right to appeal to the circuit court of Jackson County, in the manner set out in this Act, from any and all final decisions made by the board.

Section 15. The board may refuse to grant a certificate of registration, or revoke or suspend any such certificate already granted, for any of the reasons set forth in this Act, upon due notice and opportunity of hearing to the applicant for, or holder of, such certificate of registration. The board shall furnish to such applicant or holder, in writing, its findings of facts and its reasons for refusing to grant a certificate, or its reasons for suspending or revoking such certificate, which shall be served upon him by a member of the board, or by registered mail with a return receipt requested, or by any lawful officer of the State of Alabama. Any applicant for, or holder of, a certificate of registration, who considers himself aggrieved by any action taken by the board under the provisions of this Act, may appeal to the circuit court of Jackson County within thirty (30) days after receipt by him of the action of the board in writing, as provided above, by filing notice of appeal with the clerk of the circuit court, a copy of which notice must be served on the president of the Board of Barber Examiners, or upon the secretary in the absence of the president. Any action so appealed shall be tried de novo by said court, and the court shall have power and jurisdiction to reverse, vacate, modify, or affirm the order complained of. A regular postal receipt for registered letters signed by the addressee, or the return made by any lawful officer of the State of Alabama, or any member of the board, shall be prima facie evidence that the notice required to be served on the applicant for, or holder of, a certificate of registration, as provided for above, was served on said person. Such applicant or holder shall not be entitled to the notice provided for above, unless, at the time of the hearing before the board, he shall furnish the board with an address at which he will receive mail.

Section 16. Any person who violates any provision of this Act shall be guilty of a misdemeanor, and upon conviction shall be fined not less than ten nor more than one thousand dollars; and if he holds a certificate of registration, it may also be revoked by the Board of Barber Examiners. Upon a second conviction, such certificate of registration must be revoked by the board. Such order of revocation shall be supplied to the violator and to the county health officer, and it shall be unlawful for any such person, whose certificate of registration has been revoked, to practice barbering in Jackson County. Each day a violation occurs shall constitute a separate offense.

Section 17. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 18. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

425A4C

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF JEFFERSON

Before me, the undersigned authority in and for said County in said State, this day personally appeared William A. Edwards, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Associate Editor-Publisher of the Progressive Age, a newspaper of general circulation published in Jackson County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 25, May 2, May 9, and May 16, all in the year 1957.

WILLIAM A. EDWARDS.

Sworn to and subscribed before me May 28th, 1957.

C. O. REED,  
Notary Public.

By Mr. Simon (with notice and proof):

H. 440. To regulate further the small loan business in Mobile County; to provide remedies to persons from whom usurious interest has been collected by persons, co-partnerships, or corporations engaged in the small loan business; and to prescribe penalties for violations of this Act.

Local Legislation No. 1.

Notice and Proof H. 440:

## LEGAL NOTICE

STATE OF ALABAMA  
COUNTY OF MOBILE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To regulate further the small loan business in Mobile County; to provide remedies to persons from whom usurious interest has been collected

by persons, co-partnerships, or corporations engaged in the small loan business; and to prescribe penalties for violations of this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. It shall be unlawful for any person, co-partnership or corporation engaging in Mobile County in the business of making loans of money or things in action in the amount of three hundred dollars (\$300) or less to employ an outside or out-of-office collector or agent to call on clients in person outside the lender's regular place of business to collect amounts due on loans or interest or other charges thereon except between the hours of 7:00 A. M. and 7:00 P. M.

Section 2. It shall be unlawful for any person, co-partnership or corporation engaging in Mobile County in the business of making loans of money or things in action in the amount of three hundred dollars or less to charge or require any borrower to pay interest in excess of the legal rate. Any borrower from such person, co-partnership or corporation who has been charged and has paid to any such person, co-partnership or corporation more than the legal rate of interest on a loan may recover, in an appropriate action at law commenced within twelve months after the payment of such usurious interest, from such person, co-partnership or corporation not only the amount of interest in excess of the legal rate that he has paid, but the total amount paid as interest and other charges for the making of such loan.

Section 3. Any person, co-partnership or corporation who violates any provision of this Act shall upon conviction thereof be fined not less than two hundred dollars nor more than five hundred dollars.

Section 4. This Act shall not apply to any bank organized and existing under the laws of the State of Alabama, or under the laws of the United States, nor shall this Act apply to any person, firm or corporation engaged in agriculture, nor shall this Act apply to the business of financing of motor vehicles, refrigerators, or other personal property, or to credit unions, as defined by law, or savings and loan associations.

Section 5. The provisions hereof are supplemental to all regulations governing the business of making loans in amounts of three hundred dollars (\$300) or less, prescribed by the general law; but all provisions of law in conflict herewith are hereby repealed.

Section 6. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 7. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

OTTO SIMON,  
Press, May 6, 13, 20, 27.

Wm. M. Curran being sworn, says that he is auditor of the Mobile Press and The Mobile Register; daily newspapers printed and published in the City and County of Mobile, State of Alabama: and the attached notice appeared in the issue of The Mobile Press, May 6. 13. 20. 27 1957.

W. M. CURRAN.

Sworn to and subscribed before me This 27th day of May 1957.

ALI A. JOHNSON,  
Notary Public.

By Messrs. Hardy, Hain and Gilmer (with notice and proof):

H. 441. Relating to Dallas County: To regulate the compensation of the coroner and to provide for the payment thereof.

Local Legislation No. 1.

Notice and Proof H. 441:

### LEGAL NOTICE

STATE OF ALABAMA  
COUNTY OF DALLAS

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

### A BILL TO BE ENTITLED AN ACT

Relating to Dallas County: To regulate the compensation of the coroner and to provide for the payment thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. The coroner of Dallas County shall be entitled to receive as compensation for performing the duties of his office a salary of not less than nine hundred dollars (\$900.00) per annum, in lieu of fees, commissions, percentages, or allowances heretofore provided by law. The exact amount of such salary shall be fixed by the board of revenue, court of county commissioners, or other like governing body of Dallas County, and shall be paid in equal monthly installments out of the general fund of the county, in the same manner that the salaries of other county officers and employees are paid.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

26-3-10-17

### PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF DALLAS

Before me, the undersigned authority in and for said County in said County in said State, this day personally appeared MRS. F. T. RAIKORD, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was Publisher of the SELMA TIMES JOURNAL, a newspaper of general circulation published in DALLAS County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 26, May 3, May 10, and May 17, all in the year 1957.

CORNELIA L. MORRISON,  
Notary.

Sworn to and subscribed before me May 17, 1957.

MRS. F. T. RAIKORD,  
Pres. & Pub.

By Messrs. Adams (Tallapoosa) and Johnson (Tallapoosa) (with notice and proof):

H. 442. Relating to Tallapoosa County; providing for the compensation of the county superintendent of education; repealing Act No. 88, H. 217, approved June 15, 1953.

Local Legislation No. 1.

Notice and Proof H. 442:

STATE OF ALABAMA

COUNTY OF TALLAPOOSA

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Tallapoosa County; providing for the compensation of the county superintendent of education; repealing Act No. 88, H. 217, approved June 15, 1953.

Be It Enacted by the Legislature of Alabama:

Section 1. The superintendent of education of Tallapoosa County shall be entitled to receive an annual salary of not less than four thousand five hundred nor more than six thousand five hundred dollars, the exact amount of which shall be fixed by the county board of education. Such salary shall be paid in equal installments out of the public school funds of the county.

Section 2. Act. No. 88, H. 217, approved June 15, 1953 (Acts of 1953, Vol. I, p. 132) and all other laws or parts of laws in conflict with this Act are hereby superseded and repealed; but nothing contained herein shall be construed as a repeal of any provision of law providing the superintendent of education of Tallapoosa County with an allowance or allowances for travel or other expenses.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

M10-17-24-31-c.

PROOF OF PUBLICATION

STATE OF ALABAMA

COUNTY OF TALLAPOOSA

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. C. Henderson, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor & Publisher of the Alexander City Outlook, a newspaper of general circulation published in Tallapoosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 10, May 17, May 24, and May 31, all in the year 1957.

J. C. HENDERSON.

Sworn to and subscribed before me June 3, 1957.

T. C. WOLSONCROFT,  
Notary Public.

My Commission Expires June 14, 1959.

By Messrs. Solomon and Mathison:

H. 443. Relating to all counties in the State having a population of not less than 18,400 nor more than 18,800 inhabitants, according to the last or any subsequent Federal decennial census; to authorize and direct the governing body of any such county to allow and pay to the sheriff an amount not in excess of one hundred dollars (\$100) monthly for expenses incurred in operation, upkeep, repair and maintenance of his privately-owned automobile used on official business.

Local Legislation No. 1.

By Mr. Tyson:

H. 444. To provide further for the registration of voters in all counties having a population of not less than 200,000 nor more than 500,00 inhabitants, according to the last or any subsequent federal decennial census.

Local Legislation No. 1

### RECESS

On motion of Mr. Dawkins the House recessed until 2:30 o'clock this afternoon.

Yeas 37; Nays 36.

Yeas:

Mr. Speaker	Goodwyn	Locke (Choctaw)	Ramey
Adams (Jefferson)	Gregory	McClendon (Chambers)	Roberts
Adams (Tallapoosa)	Hall	McLendon (Bullock)	Selman
Albea	Haltom	Martin	Shumate
Branyon	Hanby	Mathison	Simon
Brassell	Harrison	Money	Steagall
Broadfoot	Hodges	Murphy	Stembridge
Brown (Lamar)	Holliman	Oden	Taylor
Burkhalter	Johnson (Tallapoosa)	Perry	Vacca
Ferrell			

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Nays:

Messrs.:	Davis	Hunt	Nice
Ashworth	DeSear	Lackey	Nolen
Bassett	Edwards (Jefferson)	Lee (Barbour)	Oakley
Boyd	Franklin	Locke (Perry)	Payne
Bradford	Gilchrist	McKay	Richardson
Brannan	Gilmer	McLendon (Bullock)	Speaks
Brewer	Gist	McNider	Thomas
Brown (Lee)	Hain	Merrill	Tyson
Callahan	Hardy	Nettles	Windle
Cornett			

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### AFTERNOON SESSION

The hour of 2:30 o'clock P. M. having arrived, the House reconvened.

### SEVENTH DAY JOURNAL APPROVED

On motion of Mr. Dawkins the rules were suspended in order to dispense with further reading of the Journal of the House for the seventh legislative day; and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the seventh legislative day was approved.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	Faulk	Kelly	Oden
Adams (Tallapoosa)	Ferrell	Kendall	Payne
Albea	Gilchrist	Killough	Perry
Ashworth	Gilmer	Kirkham	Pirkle
Boyd	Gist	Lackey	Pruitt
Bradford	Goodwyn	Lee (Barbour)	Ramey
Brannan	Gregory	Lee (Lawrence)	Richardson
Brassell	Grouby	Locke (Choctaw)	Roberts
Brewer	Hain	Locke (Perry)	Rodgers
Broadfoot	Hall	Love	Selman
Brooks	Haltom	McClendon (Chambers)	Simon
Brown (Lamar)	Hanby	McKay	Solomon
Brown (Lee)	Hardy	McNider	Speaks
Burkhalter	Hare	Martin	Steagall
Cox	Harrison	Mathison	Stembridge
Davis	Harvey	Merrill	Summerlin
Dawkins	Huddleston	Money	Taylor
deGraffenried	Hunt	Murphy	Thomas
Dement	Jenkins	Nettles	Vacca
DeSear	Johnson (Elmore)	Nice	Windle
Dickson			

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#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bill and returns same herewith to the House:

H. 21. Relating to Bibb County, Alabama; levying a license tax on persons and others engaging in selling tangible personal property at retail and on persons and others conducting places of amusement in said county, the said tax to be measured by the gross receipts or gross proceeds of such businesses; levying an excise tax on the storage, use or other consumption in said county of tangible personal property purchased for use, storage or other consumption in said county; specifying sales and transactions that are exempt from the measurement of the said license tax; specifying property the use, storage or other consumption of which is exempt from the said excise tax; providing for payment of said taxes, making reports and maintaining records with respect thereto, the collection of the said taxes, and the enforcement of the provisions of this act; making applicable to the taxes herein levied, and adopting by reference, certain provisions of Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama, as amended; providing the Commissioner of Revenue and the State Department of Revenue shall have all powers and duties respecting the taxes herein levied and the collection thereof that they have under said Articles 10 and 11, as amended; providing for collection of said excise tax by sellers registered under Section 790 of Title 51 of the Code of Alabama of 1940, as amended; providing that the said license tax shall be added to the sales price or admission fee and passed on to the purchaser or person paying the said admission fee; providing for a discount to persons subject to the said license tax and to such registered sellers; providing for a charge by the State Department of Revenue for collecting the taxes herein levied; and providing for the use of the revenues from said taxes.

J. E. SPEIGHT,  
Secretary.



## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Messrs. Boutwell, Allen and Robison:

S. J. R. 24. Whereas The Honorable Luther Patrick has passed away as a result of a prolonged and crippling illness; and

Whereas Luther Patrick had served the people of this State honorably, faithfully, and ably throughout a long career of public service, which included service, first, as a teacher in the rural schools of North Alabama, as an assistant attorney general of the State, as an assistant United States attorney for the Northern District of Alabama, as delegate to the Democratic National Convention and as the representative of this State's Ninth Congressional District in the Congress of the United States for four terms; and

Whereas Luther Patrick, lawyer, author and poet was widely known and respected in this State, and his courage in maintaining his wit and amiability, and in continuing to conduct an active law practice and to participate in the civic affairs of his home city of Birmingham, in spite of the crippling nature of his long illness, endeared him to all who knew him and served as a great inspiration to his fellow man; and

Whereas the members of the Legislature wish to pay honor to this outstanding citizen of our State; now, therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the members of the Legislature do hereby take official notice of the passing of The Honorable Luther Patrick, and do hereby express their deep regret at his passing and extend their sincere sympathy to the surviving members of his family.

Be it resolved, further, that the Secretary of State is requested to transmit a copy of this resolution to the bereaved widow.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Nice the rules were suspended and the House concurred in and adopted the S. J. R. 24 set out in the above and foregoing Message from the Senate.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Brown (Lamar)	Gilchrist	Hodges
Adams (Jefferson)	Brown (Lee)	Gilmer	Huddleston
Adams (Tallapoosa)	Burkhalter	Gist	Hunt
Albea	Cox	Goodwyn	Jenkins
Ashworth	Davis	Gregory	Johnson (Elmore)
Boyd	Dawkins	Hain	Johnson (Tallapoosa)
Bradford	deGraffenried	Hall	Kelly
Brannan	Dement	Haltom	Killough
Branyon	DeSear	Hanby	Kirkham
Brassell	Dickson	Hardy	Lackey
Brewer	Edwards (Jefferson)	Hare	Lee (Barbour)
Broadfoot	Ferrell	Harrison	Lee (Lawrence)
Brooks	Franklin	Harvey	Locke (Choctaw)

Locke (Perry)	Murphy	Pruitt	Speaks
Love	Nettles	Ramey	Steagall
McClendon (Chambers)	Nice	Reynolds	Stembridge
McKay	Nolen	Richardson	Summerlin
McNider	Oakley	Roberts	Taylor
Martin	Payne	Rodgers	Vacca
Mathison	Perry	Solomon	Windle
Merrill	Pirkle		

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Lamberth:

S. J. R. 25. BE IT RESOLVED By the Senate, the House concurring, that when the two Houses adjourn today, they adjourn to meet again Tuesday, June 4th, 1957.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

The S. J. R. 25 set out in the above and foregoing Message from the Senate was read and referred to the Standing Committee on Rules.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 19. Commending Columnist David Lawrence for his impartial treatment of news, and expressing thanks to him for visiting the State of Alabama to deliver the commencement address at the University.

J. E. SPEIGHT,  
Secretary.

## MESSAGE FROM THE GOVERNOR

To the Legislature of Alabama  
State Capitol  
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor.

Respectfully submitted,  
RALPH HAMMOND.  
Executive Secretary.

JUNE 4, 1957

To the Legislature of Alabama  
State Capitol  
Montgomery, Alabama

Gentlemen:

The Committee appointed by me to travel to Argentina to make a study of the method of control used by that Country in handling the Argentina Fire Ant has completed its report and filed same with me.

I am herewith transmitting a copy of this report to you for your information and such action as you deem proper.

Respectfully,  
JAMES E. FOLSOM,  
Governor.

Honorable James E. Folsom,  
Governor of Alabama

In compliance with verbal instructions issued by the Governor, the Committee, designated by the Governor to travel to the Country of Argentina and investigate and study their methods of control of the Argentine fire ant in its native habitat and environment, wishes to submit the following report.

The Committee had in view three objectives: (1) to determine the extent of the damage caused by the fire ant where it has been long established, (2) to determine how and if it is controlled by the people long associated with it, and (3) to determine if there are natural enemies or other methods unknown to us which might be used to better control the fire ant in our State and in the United States.

Argentina is a land of farms and cattle ranges. It sells more meat in the markets of the world than any other country; it is second only to Canada in the export of wheat; and it also produces corn, alfalfa, flax, wool, cotton, peanuts, tannin, tobacco products, fruits and vegetables. The great natural wealth of Argentina is its rich black soil—so rich, in fact, that commercial fertilizer is absolutely unknown and unnecessary for the production of plentiful crops. Its natural cover is a thick cover of high pampas grass which makes it an ideal country for the production of beef cattle. Argentina's cattle production is quite different from ours in that dry lot and winter feeding, as we know it in the United States, is absolutely unheard of there. Cattle remain on the range twelve months out of each year until they are three years of age, at which time they are marketed.

Since Argentina has no problem of fertilizing their pastures nor the problem of winter feeding, they give no importance to the problem of the Argentine fire ant and the people with whom we talked were amazed that it could be a problem in the United States. No farmer or entomologist with whom the Committee talked had ever heard of an authentic case in which fire ants had caused the death of an animal. This leads us to believe that, if the fire ant is actually responsible for the death of young calves in Alabama, it is because the fire ant is a comparatively new insect pest in our state and animals here have not yet developed the instinct that fire ants are dangerous and therefore should be avoided. It is believed that animals have the ability to develop such instincts and that cattle in fire ant infested areas in Alabama and in the United States will do so. Actually the Argentine fire ant is considered in Argentina as a beneficial rather than a harmful insect due to the fact that the fire ant kills and feeds on numerous other insect pests. Since the Argentine fire ant is a native of Argentina, they have had much greater experience than we have had in the United States and it is reliably reported that in many instances more than one hundred different species of harmful insects have been found dead in the mounds of fire ants. None of the farmers with whom we talked considered the insect as a pest or in any way dangerous unless one stepped directly on a mound. Most of the areas that we inspected had infestations equal to those found in Alabama varying from a few mounds per acre to as many as seventy-five to one hundred per acre. The farmers further stated that the ants would not climb trees and that they were no problem in the harvesting of fruit and vegetable crops. Of course, we must realize that

our fire ant problem is much greater than that of Argentina in four basic respects, namely; (1) the fire ant is a native of Argentina and was found there by the first settlers of the country; (2) the land of Argentina is so fertile that commercial fertilizer is unknown and unused and therefore there is no problem of the use of mechanical equipment for the application of fertilizer to row crops or pasture lands such as we have in Alabama and the United States; (3) Argentine cattlemen allow to graze the lush pasture lands twelve months of the year and they are not required to provide any winter feeding, therefore they do not need to use any farm machinery in the mowing and baling of hay crops for winter feed; dry lot and winter feeding of cattle as known and practiced in this country are unheard of in Argentina; and (4) land values are much lower in Argentina than in Alabama and the United States due to the smaller population of the country—19,000,000, inhabitants in the entire country of Argentina—over 5,000,000 of whom live in the City of Buenos Aires. The United States has a population nearly ten times that of Argentina on a land area only three times as large as that of Argentina. For this reason rich level farm land in Argentina sells for from \$25.00 to \$35.00, American money, per acre and some land can be purchased for as little as \$1.00 per acre.

Inasmuch as the farmers and entomologists of Argentina consider the fire ant as a beneficial rather than a harmful insect, we found no record of any control measures ever having been used in that country. We were informed by the entomologists with whom we talked that quite often a fire ant infestation over a given area would decrease due to the fact that one colony of ants would declare war on and exterminate another colony, this being more pronounced in areas of high infestation. This would lead one to believe that colonies and mounds in highly infested areas in our State might decrease rather than increase due to the warlike nature of the fire ants between colonies.

The present range of the fire ants in Argentina extends from the Province of Rio Negro about forty-two degrees latitude northward to the Province of Jujuy in the Andes Mountains and the eastward distribution is from the Andes to the Atlantic Ocean. The ant is also reported north of Argentina in Bolivia, Paraguay, Uruguay, and Brazil. The distribution in these countries is largely unknown, however, it is believed that these ants extend to the tropical areas of South America. If such distributional pattern were followed in the United States, this insect could be expected to spread as far north as New York City. Within the range, these ants are found in all ecological types; mounds may be found in deserts, scrub, savanna, and mucky river delta, as well as in the better farming areas. It appears, therefore, that moisture is not a major factor in limiting the range of the ant. The fire ant is found in the sea level marshes of the Province of Buenos Aires and in the delta of the River Plata, and it has also been taken from the Andes Mountains at all elevations up to about 12,000 feet. This would enable these ants to live within 2500 feet of the top of Mount Ranier, the tallest mountain in the United States.

Three parasites of the imported fire ant have been found in Argentina. An ant, *Labauchena daguerrei* Bruch, lives on the body of the queen fire ant and steals a part of the food brought to the queen by the worker fire ants. It is also reported to eat a part of the eggs laid by the queen fire ant. In this manner it weakens the colony, but does not destroy it. This parasite would probably be of little value in control of the imported fire ant in the United States.

Dr. Ogloblin of the Plant Quarantine Station reported a parasite in the form of the larva of a small wasp, *Oreasema*, which eats the adult worker fire ants. Parasitism by this species is very low in the field, and it does not destroy the mounds which it infests. It would likely be of little

value in biological control of the imported fire ant in the United States.

The other parasite, the larvae of a small fly (phoridae), is largely unknown. It has also been reported from the nest of *Solenopsis geminata* in North America, but has never been taken from the nest of the imported fire ant on this continent. Specialists in Argentina did not believe it would be of value in a biological control program. It is the opinion of the Committee that none of the above mentioned parasites would be of any value whatsoever in the control of the insect in our country.

In conclusion it is the desire of the Committee to report that we are in no way attempting to minimize the great problem faced by the farmers of Alabama in seeking measures of control for this imported pest. Certainly the infestation of 13,432,594 acres of our rich farm and pasture lands in Alabama creates a problem in which every citizen of Alabama has an interest. We regret that we did not learn of some method of control and eradication but do not suppose that anyone expected the Committee to solve the problem and rid our State of this pest upon our return from Argentina.

However, it is the opinion of the Committee that the discussions which were held with the foremost entomologist of Argentina relative to the fire ant and the information gained from such discussions will be of invaluable help to the entomologists of our State in preparing and recommending adequate defenses to our farm folks for the control of the Argentine fire ant.

Inasmuch as our concern with the fire ant is a very recent one, the staff at Auburn has been somewhat hampered due to the lack of certain information which of necessity would take several years to secure. Dr. Hayes of the Entomology Department at Auburn and a member of our Committee is of the opinion that the trip to Argentina will be worth many times its cost to the farmers of Alabama and of the United States because of the information secured by personally meeting and talking with the entomologists of Argentina. The Committee feels reasonably sure that this will be true.

#### GOVERNOR'S MESSAGE

Received, read and ordered inserted in the Journal.

#### BILLS ON SECOND READING

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 39 (with substitute). To amend Section 431 (12) of Title 51 of the Code of Alabama of 1940, which relates to the size of producing oil and gas units for ad valorem tax exemption.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 258. To amend Section 6 of Act No. 158, 1956 General Acts, First Special Session, page 224, entitled "An Act to provide for and fix the manner in which the Director of Conservation may execute oil, gas and mineral leases on all lands under the jurisdiction of the Department of Conservation; to further provide for the manner in which the Director of Conservation may execute oil, gas and mineral leases on lands belonging to other State departments or agencies; to further provide for

the manner in which lands or any rights of interest therein under any navigable streams or navigable waters, bays, estuaries, lagoons, bayous or lakes, and the shores along the navigable waters to high tide mark, and submerged lands in the Gulf of Mexico within the historic seaward boundary of this State, which is hereby declared to extend seaward six leagues from the land bordering the Gulf, may be leased and managed by the Director of Conservation; to provide for pooling and unitization agreements; to provide for the disposition of revenue derived from such leases; to provide for the Governor's approval for all such agreements, and to further provide for the repeal of all laws in conflict with the provisions of this Act."

H. 274. To amend Section 62 of Title 13 of the Code of 1940, relating to the Reporter of Decisions of the Supreme Court and Court of Appeals.

H. 275. To amend Section 57 of Title 13 of the Code of 1940, as amended, relating to the salary of the Clerk of the Supreme Court of Alabama.

H. 289. To prescribe a method of making gifts of securities and money to minors and of regulating the management and control of such gifts during the minority of the donees thereof.

H. 66. To amend Section 199 of Title 7, Code of Alabama (1940), which provides for the service of process on nonresident owner or operator of a motor vehicle through the Secretary of State.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 212 (with amendment). To amend further Section 1 of Act No. 691, S. 284, approved September 5, 1951 (Acts of Alabama, 1951, p. 1192), entitled "An Act to fix the compensation of court reporters, and providing for the payment thereof."

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

S. 52. To amend Title 34, Section 74, Code of Alabama, 1940, which relates to contracts between husband and wife, by deleting therefrom the provision prohibiting a wife from becoming the surety for the husband.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and order same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 423. To make an appropriation for the relief of Mrs. Mary R. Jarrell.

H. 252. To propose and to provide for the submission of an amendment to the Constitution of Alabama authorizing the State to engage in works of internal improvement along navigable waterways within the State by way of docks and other facilities, in aid of commerce and use of waterways of the State, and authorizing the State to become indebted for not exceeding \$10,000,000 aggregate principal indebtedness in connection therewith and authorizing pledge of the faith and credit of the State to secure the repayment of such indebtedness and interest thereon.

The above bill was read a second time at length as required by the Constitution.

H. 253. To provide for development by the State of Alabama, through the Alabama State Docks Department, of docks and facilities of every kind along navigable waterways of the State in aid of commerce and use of such waterways; to implement, when ratified, the provisions of a Constitutional Amendment submitted by the Legislature of Alabama authorizing the State to engage in works of internal improvement by promoting, developing, constructing, maintaining and operating along navigable streams and waterways of Alabama all manner of docks and facilities of every kind, in aid of commerce and use of waterways of the State and authorizing the State to engage in such works at a cost of not exceeding \$10,000,000 and to incur indebtedness not exceeding in aggregate \$10,000,000 of principal indebtedness and authorizing the pledge of the faith and credit of the State to the payment of such indebtedness; to authorize the State to engage in such works of internal improvement; to designate the Alabama State Docks Department as the agency of the State to undertake, manage, operate and control such developments and improvements; to prescribe the powers, duties and authority of the Alabama State Docks Department in connection therewith and the authority of the Director of State Docks with regard thereto; to provide that the provisions of this Act shall be supplemental of and in addition to the provisions of any other laws relating to the Alabama State Docks Department; to authorize the State to become indebted to the extent of not exceeding \$10,000,000 of principal indebtedness to carry out the provisions of this Act; to provide for the issuance of direct general obligation bonds of the State for the repayment of such indebtedness and interest thereon; to prescribe in general the terms of such bonds and the method and manner of issuance thereof; to exempt the same from taxation; to provide for the payment of any indebtedness evidenced by bonds issued pursuant to this Act and to pledge the full faith and credit of the State to the payment of such indebtedness; to provide the use of funds obtained pursuant to the provisions of this Act; to provide for the acquisition and use of property under the terms of this Act and for exercise of the power of eminent domain with regard thereto; and to prescribe the powers, duties and responsibilities, in carrying out the purposes of this Act, of the Governor, the Alabama State Docks Department and the Director of State Docks and other officers of the State with regard to such development and use, the financing of such developments and use, the incurring of indebtedness by the State for such purpose and the method of repayment thereof, and the pledge of the general faith and credit of the State with regard thereto; to authorize the Alabama State Docks Department to fix reasonable rates of charges for services for use of facilities established pursuant to this Act and require others to charge in like manner for like services; and to provide an effective date of this Act.

H. 342. To exempt bona fide residents sixty-five years of age or older from the license fee imposed for the privilege of hunting.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendments, and it was read a second time and placed on the Calendar, to-wit:

H. 218 (with amendments). To provide for the placement and administration of surplus line insurance: To define and authorize surplus line brokers: To define surplus line insurance: To provide for the placing of surplus line insurance: To provide for the record keeping of contracts of surplus line insurance: To provide the licensing of surplus line

insurance and to provide for the license fee therefor: To provide for the placement of surplus line insurance: To provide for the collection and payment of taxes on premiums of surplus line insurance: To provide penalties for the violation of this Act: To provide for an effective date of this Act:

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and order same returned to the House with a favorable report, with amendments and they were severally read a second time and placed on the Calendar, to-wit:

H. 390 (with amendment). To amend Section 613 of Title 51, Code of Alabama (1940), which relates to the license on Vending Machines.

H. 67 (with amendment). To amend further Sections 755 and 789 of Title 51, Code of Alabama (1940), which relate to exemptions from the state sales and use taxes, by exempting certain farm implements, equipment, and machinery from such taxes.

#### REPORT OF STANDING COMMITTEE ON WAYS AND MEANS

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said committee in session had acted on the following resolution and ordered same returned to the House with a favorable report.

By Messrs. Hawkins and Thomas:

H. J. R. 17. WHEREAS a grant of \$1,033,500 is available to the Board of Trustees of the University of Alabama to aid in constructing and equipping a health research building in the University Medical Center, provided the grant can be matched dollar for dollar by the board;

WHEREAS this grant from the National Institute of Health, Public Health Service, Department of Health, Education and Welfare of the United States, will be withdrawn at an early date unless provision is made for its acceptance on the terms offered; and

WHEREAS the trustees of the University of Alabama can only meet the terms of the Government's offer by borrowing money and issuing bonds on the credit of the University, without creating a debt against the State; and

WHEREAS the trustees of the University are ready, able, and willing to borrow the necessary funds to enable it to accomplish the purposes aforesaid, upon a reasonable assurance that the project is approved by the Legislature, and that the amount required each year to service the debt created by the trustees will be financed by future appropriations from any funds in the state treasury not otherwise appropriated; now therefore, be it

RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the trustees of the University are urged to undertake the project herein referred to; that this body hereby records its approval of the undertaking, and hereby commits itself, insofar as it has power, to aid and assist the trustees to liquidate the debt incurred thereby.

And H. J. R. 17 was adopted.



Yeas 89; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	Dickson	Kaul	Oden
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Payne
Albea	Faulk	Kendall	Perry
Ashworth	Ferrell	Killough	Pirkle
Bassett	Franklin	Kirkham	Pruitt
Boyd	Gilchrist	Lackey	Ramey
Bradford	Gilmer	Lee (Barbour)	Reynolds
Brannan	Gist	Lee (Lawrence)	Richardson
Branyon	Gregory	Locke (Choctaw)	Rodgers
Brassell	Grouby	Locke (Perry)	Shumate
Brewer	Hain	Love	Simon
Brooks	Hall	McClendon (Chambers)	Solomon
Brown (Lamar)	Haltom	McKay	Speaks
Brown (Lee)	Hanby	McNider	Steagall
Burkhalter	Hardy	Mathison	Stembridge
Callahan	Harrison	Merrill	Summerlin
Cornett	Harvey	Money	Taylor
Cox	Hodges	Murphy	Thomas
Davis	Huddleston	Nettles	Vacca
Dawkins	Hunt	Nice	Windle
deGraffenried	Jenkins	Nolen	Wood
Dement			

—89

## REPORT OF STANDING COMMITTEE ON WAYS AND MEANS

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report.

H. 341. To repeal the act known as "The Unfair Cigarette Sales Act" (Act No. 805, S. 385, Acts of 1951, Vol. II, p. 1402).

The motion of Mr. Faulk to lay on the table the motion of Mr. Ramey to recommit the bill, H. 341, was lost.

Yeas 32; Nays 41.

Yeas:

Mr. Speaker	Cornett	Harvey	Shumate
Adams (Jefferson)	Davis	Killough	Simon
Ashworth	DeSear	Locke (Perry)	Solomon
Boyd	Edwards (Jefferson)	Money	Stembridge
Branyon	Faulk	Murphy	Stokes
Brassell	Ferrell	Pruitt	Taylor
Brown (Lamar)	Gregory	Richardson	Windle
Brown (Lee)	Grouby	Selman	Wood

—32

Nays:

Messrs.:	Hain	Law	Nolen
Adams (Tallapoosa)	Haltom	Lee (Barbour)	Payne
Albea	Hanby	Lee (Lawrence)	Perry
Bradford	Harrison	Locke (Choctaw)	Pirkle
Brewer	Hodges	McClendon (Chambers)	Reynolds
Callahan	Holliman	McKay	Roberts
deGraffenried	Huddleston	Martin	Speaks
Dement	Hunt	Merrill	Steagall
Franklin	Johnson (Tallapoosa)	Nettles	Thomas
Gilchrist	Kendall	Nice	Vacca
Gist	Kirkham		

—41

The motion of Mr. Ramey to recommit the bill, H. 341, was adopted.

Yeas 59; Nays 30.

*Yeas:*

Messrs.:	Gilchrist	Johnson (Tallapoosa)	Nice
Adams (Jefferson)	Gilmer	Kendall	Nolen
Adams (Tallapoosa)	Gist	Kirkham	Oden
Albea	Goodwyn	Law	Payne
Ashworth	Hain	Lee (Barbour)	Perry
Bradford	Hall	Lee (Lawrence)	Ramey
Branyon	Haltom	Locke (Choctaw)	Reynolds
Brewer	Hanby	Love	Roberts
Burkhalter	Harrison	McClendon (Chambers)	Speaks
Callahan	Hodges	McKay	Steagall
deGraffenried	Holliman	Martin	Summerlin
DeSear	Huddleston	Mathison	Thomas
Dickson	Hunt	Merrill	Vacca
Edwards (Jefferson)	Jenkins	Money	Windle
Franklin	Johnson (Elmore)	Nettles	Wood

—59

*Nays:*

Mr. Speaker	Dement	Killough	Selman
Brassell	Faulk	Locke (Perry)	Shumate
Brooks	Ferrell	Murphy	Simon
Brown (Lamar)	Gregory	Pirkle	Solomon
Brown (Lee)	Grouby	Fruitt	Stembridge
Cornett	Hardy	Richardson	Stokes
Cox	Harvey	Rodgers	Taylor
Davis	Kelly		

—30

And the Speaker recommitted the bill, H. 341, to the Standing Committee on Ways and Means.

## BILLS ON SECOND READING RESUMED

Mr. Branyon, Chairman of the Standing Committee on Constitution and Elections, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 320. To authorize any hospital having at least twenty beds, and a permanent staff which includes at least two duly licensed physicians, to establish and operate a school of nursing in connection with such hospital; and to require the State Board of Nurses' Examiners and Registration to accredit such school and to admit the graduates thereof to its examinations.

H. 392. Proposing an amendment of Sections 50 and 198 of the Constitution to provide for each county created after the ratification of the 1901 Constitution one member of the house of representatives for every forty-five thousand inhabitants or fractional part thereof.

The above bill was read a second time at length as required by the Constitution.

Mr. Summerlin, Chairman of the Standing Committee on Education, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

S. 42. To Amend Section 151 of Chapter 8 of Title 52 of the Code of Alabama of 1940 as amended by Act No. 206 of Acts of the 1943 Session of the Legislature, and as amended by Act No. 418 of the 1951 Regular Session of the Legislature.

Mr. Wood, Chairman of the Standing Committee on Conservation, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 236. To create a temporary commission for the study of Alabama's water resources, factors affecting water quality, and quantitative use of same, said Commission to be known as the Water Resources Study Commission; to provide for membership of said Water Resources Study Commission; to provide for the duties of said Commission; to provide for the expenditure of funds to carry out the purposes of this Act; and to provide for an expiration date for said Commission.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 108. To authorize any county in the State of Alabama now or hereafter owning a water works plant and distribution system or portion thereof to transfer or convey such plant and system or portion thereof to any municipal corporation situated in such county; to provide that such transfer or conveyance may be made without the necessity of an election by the qualified voters of such county, with or without any pecuniary consideration and on such terms and conditions as the governing body of such county may determine; to provide for the authorization of any such transfer or conveyance by resolution of the governing body of such county; and to provide that any such transfer or conveyance may be made without the necessity of approval by the Alabama Public Service Commission or similar regulatory body.

H. 297. To confer on each incorporated municipality in this state having a population of less than 6,000 inhabitants according to the last preceding or any subsequent federal census, or any official census taken pursuant to Article 3 of Chapter 10 of Title 37 of the Code of Alabama of 1940, the same powers for the construction of, and the issuance of securities to finance, street and sidewalk improvements and sewer improvements outside of the corporate limits of such incorporated municipality and within its police jurisdiction as it may have under any law now existing or hereafter enacted respecting the construction of, and the issuance of securities to finance, any such improvements within the corporate limits of such incorporated municipality; to confer on each such incorporated municipality the same powers to assess the cost of any such improvements, whether constructed within the incorporated municipality or outside the municipality and within its police jurisdiction, against the properties specially benefited by such improvements whether such properties are located in such incorporated municipality or outside such municipality and within its police jurisdiction, that it may have under any law now existing or hereafter enacted respecting the assessment against properties located in such incorporated municipality of the cost of such improvements constructed in such municipality; to confer on each such municipality the power to finance any such improvements, constructed outside the incorporated municipality and within its police jurisdiction, by the sale and issuance of bonds payable solely out of the proceeds from assessments against the properties specially benefited by such improvements.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 307 (with substitute). To amend further Section 462 of Title 37 of the Code of 1940 relating to publication and recording of ordinances.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 312. To amend Section 129 of Title 2 of the Code of 1940 relating to permit fee.

H. 370. To further amend Section 402(30) of Title 37 of the Code of Alabama of 1940 relating to the members and organization of a Board of Water and Sewer Commissioners, which said section was last amended by Act No. 114, approved April 14, 1956, (Acts of 1956, Vol. I, pages 440-441).

H. 371. To amend further Section 397 of Title 37 of the Code of Alabama 1940 relating to Board of Directors.

H. 372. To further amend Section 402(17), Title 37, of the Code of Alabama 1940, which was last amended by Act No. 116, of the General Acts of Alabama 1956, relating to the board of directors of municipal corporations for the purpose of owning, operating and financing water, sewer, gas and electric systems.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and order same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 380. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Tuscumbia in Colbert County, Alabama.

H. 382. To allow the Sheriff of DeKalb County, Alabama two additional deputy sheriffs to those now provided by law, and to authorize the DeKalb County Commission to pay the salaries of same; to fix the salaries of said deputies and to make same payable out of the general funds of DeKalb County in monthly installments; to authorize the Sheriff's supervision and control of said deputies, and to provide the appointment of same.

H. 384. To provide for an additional deputy sheriff for Escambia County.

H. 385. Relating to Escambia County: To increase the compensation of deputies sheriff of such county, and providing for the payment thereof.

H. 387. To provide further for the operation of the county boards of equalization of all counties having a population of not less than 31,000 nor more than 35,000 inhabitants, according to the last or any subsequent federal decennial census; prescribing the compensation and expense allowance of the members of such boards, providing for the payment thereof and for the employment of a clerk-secretary by such board.

H. 388. Levying in Hale County, Alabama, additional special privilege or license taxes and excise taxes equalling thirty-three and one-third

percentum of, and otherwise paralleling with like provisions in Hale County, such State taxes as are levied by the State of Alabama by Sections 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama and amendments thereto, except that only thirty-three and one-third percentum of the State Levy is hereby made and is to be collected hereunder in Hale County and providing for the collection thereof and providing that all such revenue arising from the levy herein made shall be used exclusively and solely for acquiring, providing or constructing school houses and related buildings necessary or convenient for public school purposes, and equipping, furnishing, or replacing any such building and acquiring sites therefor; or other capital outlay purposes for public schools within Hale County, Alabama.

H. 391. To authorize and direct the Board of Education of Houston County to determine and fix the annual salary to be paid the Superintendent of Education, commencing at the beginning of the next term of office.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 394 (with amendment). Relating to Limestone County: To levy additional special privilege or license taxes and excise taxes paralleling, with like provisions in the county, such state taxes as are levied by the State of Alabama by Section 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51, Code of Alabama (1940), and amendments and additions thereto, in an amount equal to thirty-three and one-third per cent of the state levy; providing for the enforcement and collection of the tax and the distribution of the proceeds thereof; and prescribing the purposes for which such proceeds may be used.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 395. Relating to Limestone County: To amend Act No. 69, S. 262, approved June 14, 1949 (Acts of Alabama, 1949, p. 91), entitled "An Act Relating to Limestone County: To fix the compensation of the Chairman of the Board of Revenue of Limestone County."

H. 396. Relating to Limestone County: To amend further Act No. 120, S. 210, approved July 17, 1947 (Local Acts of Alabama, 1947, p. 78), entitled "An Act To change the method of compensating the Tax Collector of Limestone County, placing such officer on a salary basis, and providing for the administration of his office on that basis."

H. 397. Relating to Limestone County: To amend further Act No. 355, H. 757, approved August 17, 1953 (Acts of Alabama, 1953, p. 423), entitled "An Act Relating to Limestone County: To fix the compensation of the Sheriff of Limestone County and to provide for deputy sheriffs and the compensation thereof, to provide for the feeding of prisoners in Limestone County and regulating the operation of the office of the Sheriff of Limestone County, Aabama, and to repeal all laws in conflict herewith and to provide for the effective date of this act."

H. 398. To change the name of the armory located at Athens, Limestone County, Alabama, from "Fort Shelby Fletcher" to "Fort James G. Dement."

H. 399. Relating to Limestone County: To amend further Act No. 201, H. 605, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 120), entitled "An Act To change the method of compensating the Judge of Probate of Limestone County, placing such officer on a salary, and providing clerks for his office."

H. 400. Relating to Limestone County: To amend further Act No. 95, H. 395, approved July 7, 1947 (Local Acts of Alabama, 1947, p. 67), entitled "An Act To change the method of compensating the Tax Assessor of Limestone County, placing such officer on a salary, and providing for the administration of his office on a salary basis."

H. 401. Relating to Limestone County: To amend Act No. 354, H. 756, approved August 17, 1953 (Acts of Alabama, 1953, p. 422), entitled "An Act Relating to Limestone County: To fix the compensation of the members of the Board of Revenue of Limestone County, Alabama, other than the Chairman; to provide that the effective date of this act shall be the first Monday after the second Tuesday in January, 1955, and to repeal all laws or parts of laws in conflict herewith."

H. 402. Relating to Limestone County: To amend further Act No. 200, H. 604, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 119), entitled "An Act To consolidate and combine the officers of Circuit Clerk, Register of the Circuit Court, Clerk of the Limestone County Court, and Register of the Limestone County Court of Limestone County; and to provide for the election, term of office and the compensation of a Circuit Clerk of Limestone County, and for an assistant clerk and his compensation."

H. 403. Relating to Limestone County: To fix a minimum salary for school bus drivers employed by the county board of education or the city board of education of any city within the county.

H. 404. To designate the bridge which crosses the Elk River at Elk River Mills, in Limestone County, as "The Grisham Bridge," and to authorize and require the governing body of Limestone County to place certain plaques or markers thereon.

H. 405. To provide for the holding of workshops for the science teachers in the public schools within Limestone County.

H. 407. Relating to Marengo County: To amend Section 3 Act No. 198 S. 436 approved July 8, 1949 (Acts of Alabama, Regular Session, 1949, page 229), entitled "An Act to prescribe new, extra and additional duties of the County Supt. of Education of Marengo County, Alabama; to provide additional compensation for the performance of such new, extra and additional duties."

H. 424. For the relief of Mrs. Vera D. Moore of Perry County; authorizing the court of county commissioners, board of revenue, or like governing body of Perry County to compensate the said Mrs. Moore for property damages incurred under such circumstances that said county is morally and justly obligated to pay the same.

H. 425. For the relief of Samuel S. Lee of Talladega County; authorizing the court of county commissioners, board of revenue or like governing body of Talladega County to make an appropriation from the county treasury to compensate Samuel S. Lee for certain damages incurred.

H. 427. To change the basis of compensating the coroner of Tallapoosa County, placing such officer on a salary to be paid out of the general fund of the county.

H. 428. Relating to Tallapoosa County; prescribing the salary of the county treasurer or Tallapoosa County, and providing for the manner of payment thereof.

H. 429. To amend Act No. 337, H. B. 480, approved September 20, 1923 (Local Acts of 1923, pp. 229-231) entitled, "An Act To enlarge and extend the jurisdiction of the Circuit Court of Tallapoosa County, Alabama, at Alexander City, in said County, and to provide for the holding of regular terms of said Court," as amended.

H. 432. To amend further Section 257 of Title 13, Code of Alabama (1940), which fixes the compensation of deputy solicitors in certain counties, by providing for the compensation of the deputy solicitor of Winston County.

### INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Messrs. Lee (Barber) and Gilmer:

H. 445. To transfer funds heretofore appropriated for Bangs' Disease control from amounts therein designated to be expended for other expenses during the fiscal year ending September 30, 1957.

Ways and Means.

By Messrs. Lee (Barbour), Oden, Gilmer, Pruitt, Boyd, Mathison, Hall, Brannan, Goodwyn, Thomas, Steagall, Hain, Ramey, Martin, Brown (Lamar), Dement, Stenbridge and Nolen:

H. 446. To provide for the control and eradication of a destructive insect pest known as the fire ant by creating a Fire Ant Control Advisory Council for the purpose of developing a fire ant control program and to make annual appropriations for the two fiscal years ending September 30, 1958 and September 30, 1959, to be used for control and eradication of the fire ant in accordance with the provisions of this Act.

Ways and Means.

By Messrs. Stokes, Kendall, Goodwyn, and Adams (Tallapoosa):

H. 447. To adopt the statutes of a general and permanent nature published in ten volumes under the title, "The Code of Alabama (1940)," as supplemented and revised by the 1955 cumulative pocket part edited, annotated, printed, and published by The Michie Company of Charlottesville, Virginia, as copyrighted in 1956 in the name of the State of Alabama, as the official code of this State.

Judiciary.

By Messrs. Hardy, Gilmer and Hain (with notice and proof):

H. 448. Relating to Dallas County: To create and establish in Dallas County a court to be known as the "Dallas County Court"; defining its jurisdiction; providing it with officers, defining their powers, duties, compensation, term of office, and the manner of their selection, appointment and election; regulating its procedure and process; prescribing costs and fees therein; taking criminal jurisdiction away from justice of the peace courts in the county; and providing for the transfer of cases pending in justice of the peace courts at the time this Act takes effect to the court hereby created and the trial of such cases in our court.

Local Legislation No. 1.

Notice and Proof H. 448:

## LEGAL NOTICE

STATE OF ALABAMA  
COUNTY OF DALLAS

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

To create and establish in Dallas County, Alabama, a court to be known as the Dallas County Court; defining the jurisdiction of such court, and regulating the practice and procedure to be followed in the court; providing for appeals from judgments of the court; fixing the terms of the court, and prescribing the costs and fees to be taxed in cases in the court; providing for the election, appointment, or selection of a judge, a solicitor, and other officers and employees of the court, and prescribing their powers, duties, qualifications, compensation, and terms of office; taking away criminal jurisdiction from justice of the peace courts in Dallas County, and conferring it on the Dallas County Court; and providing for the transfer of certain cases pending in justice of the peace courts in Dallas County to the court created herein.

2-9-16-23

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF DALLAS

Before me, the undersigned authority, a Notary Public in and for said County in said State, this day personally appeared Mrs F. T. Raiford, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was publisher of the Selma Times Journal, a newspaper of general circulation published in Dallas County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2nd, May 9th, May 16th, and May 23rd., all in the year 1957.

MRS. F. T. RAIFORD.

Sworn to and subscribed before me this 27th day of May, 1957.

MARCHEL W. YOUNG,  
Notary Public,  
Dallas County, Alabama.

By Messrs. Hain, Gilmer and Hardy (with notice and proof):

H. 449. To repeal Act No. 25, S. 39, approved September 17, 1932 (Local Acts of Alabama 1932, Extra Session, p. 7), entitled "An Act To establish an inferior court in Precinct 36 in Dallas County, Alabama, in lieu of all justices of the Peace, and notaries public with powers of justices of the Peace, in said precinct, to be known as 'The Court of Common Pleas of Selma,' and to define the jurisdiction and powers of said court, and the powers, disabilities and duties of the judge thereof; to provide for the execution of the process of said court, the issuance of certificates of judgment and the operation thereof; to regulate the procedure in said court, and the appeals therefrom; to provide for the appointment or election of the judge of said court; to fix the qualifications and compensation of said judge and the mode of his election; and term of office; to provide for the payment of the salary of the judge and the expenses of said court; to abolish the office of justice of peace and notary public with powers of justice of the peace in said precinct; to provide for the transfer to said court to all causes pending in the justice of the peace courts in said precinct; to provide that the judge of said court may prac-



justice law; to provide for the payment of salaries of the Sheriff and Deputy Solicitor of said County for services rendered said Court; and to fix the costs and fees, and provide for the disposition of costs, fees, fines and forfeitures in said Court."

Local Legislation No. 1.

Notice and Proof H. 449:

LEGAL NOTICE

STATE OF ALABAMA  
COUNTY OF DALLAS

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To repeal Act No. 25, S. 39, approved September 17, 1932 (Local Acts of Alabama 1932, Extra Session, p. 7), entitled "An Act To establish an inferior court in Precinct 36 in Dallas County, Alabama, in lieu of all justices of the Peace, and notaries public with powers of justices of the peace, in said precinct, to be known as "The Court of Common Pleas of Selma", and to define the jurisdiction and powers of said court, and the powers, disabilities and duties of the judge thereof; to provide for the execution of the process of said court, the issuance of certificates of judgment and the operation thereof; to regulate the procedure in said court, and the appeals therefrom; to provide for the appointment or election of the judge of said court; to fix the qualifications and compensation of said judge and the mode of his election; and term of office; to provide for the payment of the salary of the judge and the expenses of said court; to abolish the office of justice of peace and notary public with powers of justice of the peace in said precinct; to provide for the transfer to said court of all causes pending in the justice of the peace courts in said precinct; to provide that the judge of said court may practice law; to provide for the payment of salaries of the Sheriff and Deputy Solicitor of said County for services rendered said Court; and to fix the costs and fees, and provide for the disposition of costs, fees, fines and forfeitures in said Court."

Be It Enacted by the Legislature of Alabama:

Section 1. Act No. 25, S. 39, approved September 17, 1932 (Local Acts of Alabama, 1932, Extra Session, p. 7), entitled "An Act To establish an inferior court in Precinct 36 in Dallas County, Alabama, in lieu of all justices of the Peace, and notaries public with powers of justices of the peace, in said precinct, to be known as "The Court of Common Pleas of Selma"; and to define the jurisdiction and powers of said court, and the powers, disabilities and duties of the judge thereof; to provide for the execution of the process of said court, the issuance of certificates of judgment and the operation thereof; to regulate the procedure in said court, and the appeals therefrom; to provide for the appointment or election of the judge of said court; to fix the qualifications and compensation of said judge and the mode of his election; and term of office; to provide for the payment of the salary of the Judge and the expenses of said court; to abolish the office of justice of peace and notary public with powers of justice of the peace in said precinct; to provide for the transfer to said court of all causes pending in the justice of the peace courts in said precinct; to provide that the judge of said court may practice

law; to provide for the payment of salaries of the Sheriff and Deputy Solicitor of said County for services rendered said Court; and to fix the costs and fees and provide for the disposition of costs, fees, fines and forfeitures in said court", is hereby repealed.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

2-9-16-23

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF DALLAS

Before me, the undersigned authority, a Notary Public in and for said County in said State, this day personally appeared Mrs. F. T. Raiford, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was publisher of the Selma Times Journal, a newspaper of general circulation published in Dallas County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2nd, May 9th, May 16th. and May 23rd., all in the year 1957.

MRS. F. T. RAIFORD.

Sworn to and subscribed before me this 27th. day of May, 1957.

MARCHEL W. YOUNG,  
Dallas County, Alabama.

Notary Public,

By Messrs. Hain, Gilmer and Hardy:

H. 450. To propose an amendment to the Constitution of Alabama relating to the fees, commissions, percentages, allowances, and compensation of certain officers of Dallas County.

#### Local Legislation No. 1.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Albea and Simon:

H. 451. Relating to civil remedies and procedure: To abrogate the common law rule that contributory negligence is a complete defense for the negligent act or omission of the defendant, and substitute therefor the comparative negligence rule.

#### Judiciary.

By Messrs. Burkhalter, Hawkins, Jenkins, Lackey, Davis, Selman, Shumate, Dement, Huddleston, Broadfoot, Brown (Lamar), Harvey, Cox, Money, Reynolds, Lee (Lawrence), Gregory, Gist, Harrison, Payne, McKay, Adams (Tallapoosa), Hodges, Hanby, Pirkle, Brasell, Hunt, Wood, Bassett, Ferrell and Roberts:

H. 452. To amend Section 380 of Title 51, Code of Alabama 1940, which relates to the recognition for income tax purposes of gains or losses upon the sale or exchange of property.

#### Ways and Means.

By Mr. Davis:

H. 453. To authorize and provide for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in any city or town by cemetery corporations and associations, including religious

bodies, corporations sole, or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains or the depositing of the same in a mausoleum or columbarium.

Ways and Means.

By Messrs. Hawkins, Hanby, Dement, Selman, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Payne, Steagall, Hodges, Callahan, Boyd, Shumate, Broadfoot, Harrison and Tyson:

H. 454. To amend Section 266 of Title 26, Code of Alabama 1940, as amended, the same relating to employers' records of injuries under the workmen's compensation law and reports to the department of industrial relations.

Judiciary.

By Messrs. Hawkins, Hanby, Dement, Selman, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Payne, Steagall, Hodges, Callahan, Boyd, Broadfoot, Harrison, Tyson and Shumate:

H. 455. To amend Section 299 of Title 26, Code of Alabama 1940, as amended, the same relating to lump sum payments of benefits under the workmen's compensation law.

Judiciary.

By Messrs. Hawkins, Hanby, Dement, Selman, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Payne, Steagall, Hodges, Callahan, Boyd, Broadfoot, Harrison, Tyson and Shumate:

H. 456. To amend Section 285 of Title 26, Code of Alabama 1940, as amended, the same relating to the expenses of burial under the workmen's compensation law.

Judiciary.

By Messrs. Hawkins, Selman, Hanby, Dement, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Payne, Steagall, Hodges, Callahan, Boyd, Broadfoot, Harrison, Tyson and Shumate:

H. 457. To amend Section 279 of Title 26, Code of Alabama 1940, as amended, the same relating to the schedule of compensation under the workmen's compensation law.

Judiciary.

By Messrs. Hawkins, Selman, Hanby, Dement, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Payne, Steagall, Hodges, Callahan, Boyd, Broadfoot, Harrison, Tyson and Shumate:

H. 458. To amend Section 283 of Title 26, Code of Alabama 1940, as amended, the same relating to death compensation under the workmen's compensation law.

Judiciary.

By Messrs. Hawkins, Selman, Hanby, Dement, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Payne, Steagall, Hodges, Callahan, Boyd, Broadfoot, Harrison, Tyson and Shumate:

H. 459. To amend Section 287 of Title 26, Code of Alabama 1940, as amended, the same relating to the order in which total dependents take compensation under the workmen's compensation law.

Judiciary.

By Messrs. Hawkins, Selman, Hanby, Dement, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Payne, Steagall, Shumate, Callahan, Boyd, Broadfoot, Hodges, Harrison, and Tyson:

H. 460. To amend Section 289 of Title 26, Code of Alabama 1940, as amended, the same relating to the limitations on compensation under the workmen's compensation law.

Judiciary.

By Messrs. Hawkins, Hanby, Dement, Selman, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Payne, Steagall, Shumate, Callahan, Boyd, Broadfoot, Hodges, Harrison and Tyson:

H. 461. To amend Section 293 of Title 26, Code of Alabama 1940, as amended, the same relating to medical, surgical and hospital service under the workmen's compensation law.

Judiciary.

By Messrs. Hawkins, Hanby, Dement, Selman, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Payne, Steagall, Shumate, Callahan, Boyd, Broadfoot, Hodges, Harrison and Tyson:

H. 462. To amend Section 304 of Title 26 of the 1940 Code of Alabama to provide that the trial of cases arising by the same rules and statutes as govern the trial of civil cases between the same parties.

By Messrs. Hawkins, Selman, Hanby, Dement, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Payne, Steagall, Hodges, Callahan, Boyd, Broadfoot, Tyson, Harrison and Shumate:

H. 463. To amend Section 221 of Title 26, Code of Alabama 1940, the same relating to court appeals in unemployment compensation cases.

Judiciary.

By Messrs. Hawkins, Hanby, Dement, Selman, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Payne, Steagall, Hodges, Callahan, Boyd, Shumate, Broadfoot, Tyson and Harrison:

H. 464. To amend Section 204 of Title 26, Code of Alabama 1940, as amended, the same pertaining to experience rating under the Unemployment Compensation Law.

Judiciary.

By Messrs. Hawkins, Hanby, Dement, Selman, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Payne, Steagall, Boyd, Callahan, Broadfoot, Hodges, Tyson, Harrison and Shumate:

H. 465. To amend Section 207 of Title 26, Code of Alabama 1940, as amended, the same relating to weekly unemployment benefit amounts.

Judiciary.

By Messrs. Hawkins, Hanby, Dement, Selman, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Payne, Steagall, Callahan, Boyd, Broadfoot, Hodges, Tyson, Harrison and Shumate:

H. 466. To amend Section 216 of Title 26, Code of Alabama 1940, as amended, the same pertaining to Determinations under the Alabama Unemployment Compensation Law.

Judiciary.

By Messrs. Hawkins, Hanby, Dement, Selman, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Payne, Steagall, Callahan, Boyd, Broadfoot, Hodges, Tyson, Harrison and Shumate:

H. 467. To repeal Section 210 of Title 26, Code of Alabama 1940, the same relating to seasonal employment under the Alabama Unemployment Compensation Law.

Judiciary.

By Messrs. Hawkins, Hanby, Dement, Selman, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Boyd, Callahan, Shumate, Broadfoot, Harrison, Hodges, Tyson, Steagall, and Payne:

H. 468. To amend Sections 197, as amended, 199, and 248, as amended, of Title 26, Code of Alabama 1940, the same dealing respectively with the Unemployment Compensation Trust Fund, withdrawals from the

Unemployment Compensation Trust Fund and the Employment Security Administration Fund, all pertaining to the Unemployment Compensation Law.

Judiciary.

By Messrs. Hawkins, Hanby, Dement, Selman, Simon, Brassell, Mathison, Speaks, Gist, Vacca, Albea, Payne, Steagall, Callahan, Boyd, Broadfoot, Hodges, Harrison, Tyson and Shumate:

H. 469. To amend Section 202 of Title 26, Code of Alabama 1940, as amended, the same relating to contributions by employees under the Alabama Unemployment Compensation Law.

Judiciary.

By Mr. Martin:

H. 470. To amend further Section 704 of Title 51, Code of Alabama 1940, which relates to the assessment and collection of ad valorem taxes on motor vehicles.

Business and Labor.

By Messrs. Richardson and Thomas:

H. 471. Proposing an amendment to the Constitution relating to the compensation of members of the Legislature.

Ways and Means.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Kaul and Thomas:

H. 472. To amend Title 41, Section 176 of the Code of Alabama 1940 relating to the filling of vacancies in public office.

Judiciary.

By Mr. Adams (Jefferson):

H. 473. To prescribe the manner of assigning the proceeds, or interests therein, of life insurance policies.

Judiciary.

By Messrs. Cornett, Ward, Brewer, McLendon, Goodwyn, Lee (Barbour), Nolen and Adams (Jefferson):

H. 474. To provide for partial refund of the gasoline excise tax levied on aviation fuel pursuant to Section 647 of Title 51, Code of Alabama (1940), as amended; to establish procedures and requirements governing the application for and payment of the aviation fuel refund; to fix certain penalties for the violation of the terms of this act and the rules and regulations established thereunder.

Local Government.

By Mr. Brown (Lee):

H. 475. To re-divide the State into judicial circuits to create the Thirty-Third Judicial Circuit and to provide for a judge and solicitor of the newly-created circuit.

Judiciary.

By Mr. Dement:

H. 476. To amend Section 568 of Title 51, Code of Alabama (1940); providing for the privilege license payable by peddlers and itinerant vendors.

Ways and Means.

By Messrs. Tyson and Adams (Tallapoosa):

H. 477. To provide for the establishment of standards for the subdivision of land outside the corporate boundaries and police jurisdiction of the incorporated municipalities by county or joint planning commissions; to provide for the establishment of land subdivision standards, the administration of review and approval and to provide for penalties for violations of this act.

Local Government.

By Messrs. Tyson and Adams (Tallapoosa):

H. 478. To empower counties to regulate, and control within portions of the county outside the corporate boundaries and police jurisdiction of incorporated municipalities, number of stories, and size of buildings and other structures, the percentage of lot that may be occupied, the size of yards, courts and other open spaces, the density of population, the location and use of buildings and structures, and the use, conditions of use, or occupancy of land for trade, industry, residence, recreation, water and flood damage prevention, or similar purposes and to establish adequate set-back lines for buildings and structures along roads and streets; to prescribe certain duties and functions of county planning commissions; to provide for county boards of zoning adjustment and define the authority, powers, and functions of such boards, the procedure and appeals from their decisions; and to provide remedies in the enforcement of ordinances, resolutions and regulations made by such counties under authority of this act.

Local Government.

By Messrs. Tyson and Adams (Tallapoosa):

H. 479. To provide for county planning, and the creation, organization, and powers of county planning commissioners; to provide for the personnel and the financial and legal status of such commissions; and to further provide that two (2) or more counties, parts of counties, or a city or cities and a county or counties to form joint planning commissions.

Local Government.

By Messrs. Tyson, Roberts and Kaul:

H. 480. To regulate further the business of lending money; to provide for the issuance, suspension, and revocation of licenses to certain persons engaged in the business of lending money, and prescribing interest rates and certain other charges which a licensee may make; to prescribe the powers, duties, and authority of the Supervisor of the Bureau of Loans of the State Banking Department in the administration and enforcement of the Act, and to provide for the promulgation and adoption of rules and regulations hereunder; to provide for appeals from acts and orders of the Supervisor of the Bureau of Loans; and to prescribe penalties for violations of the Act.

Business and Labor.

By Messrs. Brannan and Tyson:

H. 481. To provide for a curator for Fort Morgan.

Education.

By Mr. Goodwyn:

H. 482. To make an additional appropriation to the State Board of Registration for Architects for the fiscal year ending September 30, 1957 from funds in the State Treasury to the credit of the State Board of Registration for Architects.

Ways and Means.

By Mr. Goodwyn:

H. 483. To create the Committee on the Aging of the State of Alabama; to prescribe the powers, duties and authority of the committee and to provide for the selection, term, qualifications, powers, duties, authority, and compensation of the members thereof; to provide for the appointment, duties, and compensation of an executive secretary and other employees of the committee; and to make an appropriation.

Ways and Means.

By Mr. Goodwyn:

H. 484. To amend Section 20 of Title 34 of the Code of Alabama of 1940, at last amended, and to provide for a divorce in instances where there has been a divorce from bed and board or a decree of separate maintenance, for more than seven years.

Judiciary.

By Mr. Brewer:

H. 485. Relating to municipalities; providing for mandatory exceptions and variances from municipal zoning ordinances in certain cases.

Local Government.

By Mr. Hodges:

H. 486. To provide for comparative negligence and to regulate the effect of contributory negligence as a defense.

Judiciary.

By Mr. Hodges:

H. 487. To provide for actions for wrongful death, and to repeal conflicting laws, and to repeal Section 123 of Title 7 of the Code of Alabama of 1940.

Judiciary.

By Messrs. Harrison, Hawkins, Vacca, Lee (Barbour), Hare, Love, Nolen, McKay, Kelly, Hunt, Locke (Perry), Killough, Brooks, Dickson, Roberts, Brewer, Gilchrist, Steagall, Faulk, Shumate, Dement, Thomas, Albea, deGraffenried, Ashworth, Jenkins, Ferrell, Law, Payne, Brassell, Taylor, Brown (Lee), Stokes and Stenbridge:

H. 488. To designate the first week in October of each year as "EMPLOY THE PHYSICALLY HANDICAPPED WEEK;" to create the Governor's Committee on Employment of the Physically Handicapped; to create a Board of Directors to administer this agency; to provide for its organization and the employment and compensation of its personnel; and to make appropriations for its expenses.

Ways and Means.

By Messrs. Harrison, Brewer, Gilchrist, Johnson (Elmore), Callahan, deGraffenried, Boyd, Kendall, Summerlin, McNider, and Roberts:

H. 489. To regulate the teaching and practice of cosmetology; requiring the registration and licensing of cosmetologist and cosmetologists' apprentices, and schools of cosmetology, creating for the administration of this Act a State Board of Cosmetology, and defining violation of this Act and prescribing penalties therefor.

Health

By Messrs. Nolen, Adams (Tallapoosa), Stokes, McClendon, Hunt, Jenkins, Cox, Burkhalter, Johnson (Tallapoosa), Hall, Franklin, Payne, Mathison, Solomon, Brassell, Mathews, Rodgers, Cornett, Edwards (Escambia), Crook, Hain, Steagall, Stenbridge, McKay, Law, Ferrell, Johnson (Elmore), Ashworth, deGraffenried, Callahan,

Speaks, Gist, Money, Nettles, Davis, Selman, Dement, Oden, Branyon, Brown (Lamar), Haltom, Nice, Perry, Gilchrist, Roberts, Kelly, Lee (Lawrence), Reynolds, Vacca, Shumate, Holliman, Oakley, McNider, Bradford, Wood, Bassett, Boyd, Kendall, Fite, McLendon, Brown (Lee), Ward, Lee (Barbour), Thomas, Hodges, Faulk, Pirkle, Richardson, Ramey, Martin, Harrison, Harvey, Pruitt, Locke (Perry), DeSear, Gilmer and Hardy:

H. 490. Providing for the utilization of convicts by the Commissioner of Corrections or the Director of the State Highway Department to work upon, clean, and restore certain cemeteries or graveyards.

Local Government.

By Mr. Adams (Tallapoosa):

H. 491. To validate in certain cases elections heretofore held in municipalities or counties on the question of the issuance of bonds.

Local Government.

By Mr. Adams (Tallapoosa):

H. 492. To validate in certain cases elections heretofore held in municipalities or counties for the purpose of authorizing any special tax under the Constitution.

Local Government.

By Messrs. Johnson (Tallapoosa), McClendon, Hunt, Adams (Tallapoosa), Richardson and Ferrell:

H. 493. To regulate further the issuance of motor vehicle license tags or plates; providing for the issuance of such tags or plates for two-year periods; repealing conflicting laws.

Ways and Means.

By Messrs. Callahan, Speaks, deGraffenried and Gist:

H. 494. To propose an amendment to the Constitution of Alabama.

Judiciary.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Selman and Shumate:

H. 495. To amend further Section 94, Title 51, Code of Alabama (1940), as amended, which relates to the term of service and compensation of members of boards of equalization, by establishing an additional classification therein.

Local Legislation No. 1.

By Messrs. Selman, Stembridge, Dement, Edwards (Escambia) and Payne:

H. 496. To authorize, define and regulate through licensure the practice of chiropractic; establishing the State Board of Chiropractic Examiners, and prescribing its powers and duties; prescribing qualifications of licensees to practice chiropractic, fees for such licenses, and penalties for violations of this Act; authorizing the Board of Chiropractic Examiners to examine applicants for chiropractic licenses and to issue, deny, suspend, and revoke licenses to practice chiropractic; prescribing the manner of appealing from the decisions of such board to the courts of the State; providing for the collection and disbursement of examination and license fees; and providing for the enforcement of this Act.

Health.



By Messrs. Thomas, Roberts and Cornett:

H. 497. To amend Section 3 of Act No. 193, approved July 16, 1953, (General Acts of 1953, Page 247) and being Title 28, Section 420, et seq., Code of Alabama (Pocket Parts) entitled: "An Act Relating to Insurance: to adopt uniform individual accident and sickness policy provisions, and to repeal all laws in conflict herewith."

Health.

By Messrs. Perry, Harrison and Kaul:

H. 498. Concerning gifts of securities and money to minors and to make uniform the law with reference thereto.

Judiciary.

### RESOLUTION

The following resolution was introduced:

By Messrs. Adams (Tallapoosa), Locke (Choctaw), Mathison, McClen-don, Grouby, Vacca, deGraffenried, Harrison, Hodges, Thomas, Franklin, Kendall, Brannan, McKay, Hunt, Broadfoot, Kaul, Net-tles, Oakley and Haltom.

H. J. R. 21. WHEREAS Act No. 78, approved April 13, 1955, Second Special Session of 1955, levied a tax at the rate of ten percent upon the selling price of all spirituous or vinous liquors sold by the Alabama Alco-holic Beverage Control Board; and

WHEREAS the tax levied by said Act No. 78 was in addition to all other taxes imposed by law, and was also in addition to any mark-up in the selling prices of alcoholic beverages then authorized or required by law; and

WHEREAS the selling prices of alcoholic beverages sold by the Ala-bama Alcoholic Beverage Control Board since the tax was levied have remained approximately the same as the selling prices for such alco-holic beverages sold prior to the enactment of said Act No. 78, indicating that the mark-up in the selling prices of alcoholic beverages sold by the board was reduced by approximately the amount of the tax levied by said Act No. 78; and

WHEREAS a portion of the net profits of the Alabama Alcoholic Beverage Control Board are distributed among the incorporated munici-palities of this State, and the reduction in the mark-up in the selling prices of alcoholic beverages sold by the board has resulted in a reduction of net profits to the board, thereby depriving the municipalities of the State of revenue needed by them in providing municipal services; and

WHEREAS the sole intent and purpose of the Legislature in enacting said Act No. 78 was to provide additional funds for old age assistance by requiring that the tax levied by the Act be added to any mark-up in the selling prices of alcoholic beverages then authorized or required by law; and

WHEREAS it was not the intent or purpose of the Legislature in en-acting said Act No. 78 to authorize or require the Alabama Alcoholic Beverage Control Board to reduce the mark-up in the selling prices of alcoholic beverages sold by the board, thereby reducing the net profits of the board and depriving the municipalities of this State of sorely needed revenues; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the Alabama Alcoholic Bev-erage Control Board is hereby urgently requested to alter, revise, or modify its pricing policies in whatever manner necessary to enable it to

carry out the intent and purpose of the Legislature in enacting said Act No. 78, which was, as stated, to raise revenue for old age assistance purposes without reducing the amount of financial assistance provided municipalities under the ABC Act.

The motion of Mr. Adams (Tallapoosa) to suspend the rules in order to bring up for immediate consideration the above and foregoing H. J. R. 21 was lost.

Yeas 60; Nays 18.

*Yeas:*

Mr. Speaker	Gilmer	Kelly	Nettles
Adams (Jefferson)	Gist	Kendall	Nice
Adams (Tallapoosa)	Grouby	Killough	Oakley
Ashworth	Haltom	Kirkham	Oden
Brannan	Hanby	Lackey	Payne
Brewer	Hardy	Law	Perry
Broadfoot	Harrison	Lee (Lawrence)	Pruitt
Burkhalter	Hodges	Locke (Choctaw)	Reynolds
Cornett	Holliman	McClendon (Chambers)	Richardson
deGraffenried	Huddleston	McKay	Speaks
Edwards (Jefferson)	Hunt	McLendon (Bullock)	Steagall
Faulk	Jenkins	McNider	Stembridge
Ferrell	Johnson (Elmore)	Martin	Thomas
Franklin	Johnson (Tallapoosa)	Mathison	Tyson
Gilchrist	Kaul	Murphy	Vacca

—60

*Nays:*

Messrs.:	Brooks	Dickson	Money
Albea	Callahan	Goodwyn	Nolen
Boyd	Davis	Hall	Simon
Bradford	Dawkins	Harvey	Stokes
Brassell	Dement	Lee (Barbour)	

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And said resolution, H. J. R. 21 was read and referred to the Standing Committee on Rules.

#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill and House Joint Resolution, to-wit:

H. 21. Relating to Bibb County, Alabama; levying a license tax on persons and others engaging in selling tangible personal property at retail and on persons and others conducting places of amusement in said county, the said tax to be measured by the gross receipts or gross proceeds of such businesses; levying an excise tax on the storage, use or other consumption in said county of tangible personal property purchased for use, storage or other consumption in said county; specifying sales and transactions that are exempt from the measurement of the said license tax; specifying property the use, storage or other consumption of which is exempt from the said excise tax; providing for payment of said taxes, making reports and maintaining records with respect thereto, the collection of the said taxes, and the enforcement of the provisions of this act; making applicable to the taxes herein levied, and adopting by reference, certain provisions of Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama, as amended; providing the Commissioner of Revenue and the State Department of Revenue shall

have all powers and duties respecting the taxes herein levied and the collection thereof that they have under said Articles 10 and 11, as amended; providing for collection of said excise tax by sellers registered under Section 790 of Title 51 of the Code of Alabama of 1940, as amended; providing that the said license tax shall be added to the sales price or admission fee and passed on to the purchaser or person paying the said admission fee; providing for a discount to persons subject to the said license tax and to such registered sellers; providing for a charge by the State Department of Revenue for collecting the taxes herein levied; and providing for the use of the revenues from said taxes.

Also:

H. J. R. 19. Relative to commending David Lawrence, Editor of the U. S. News and World Report for his fair and impartial treatment of the news and thanking him for visiting the State and delivering the commencement address at the University of Alabama.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

#### SIGNING OF BILL AND HOUSE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill and House Joint Resolution, the titles to which are set out in the above and foregoing report of the Standing Committee on Rules.

#### MOTION TO CONSIDER ADOPTED

The Motion in Writing filed by Mr. Dawkins on the eighth legislative day, that the vote by which H. 134 was passed on the seventh legislative day be reconsidered, was adopted.

Yeas 72; Nays 1.

Yeas:

Mr. Speaker	Gilchrist	Jenkins	Money
Adams (Jefferson)	Gilmer	Johnson (Elmore)	Nettles
Adams (Tallapoosa)	Gist	Johnson (Tallapoosa)	Nice
Albea	Goodwyn	Kaul	Nolen
Ashworth	Gregory	Kelly	Oakley
Boyd	Grouby	Kendall	Oden
Bradford	Hain	Killough	Payne
Brannan	Hall	Kirkham	Perry
Brewer	Haltom	Lackey	Pruitt
Broadfoot	Hanby	Lee (Lawrence)	Reynolds
Burkhalter	Hardy	Locke (Choctaw)	Richardson
Callahan	Hare	Locke (Perry)	Speaks
Dawkins	Harrison	McClendon (Chambers)	Steagall
deGraffenried	Harvey	McKay	Summerlin
DeSear	Hodges	McLendon (Bullock)	Taylor
Edwards (Jefferson)	Holliman	McNider	Tyson
Ferrell	Huddleston	Martin	Vacca
Franklin	Hunt	Merrill	Windle

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Nay: Mr. Dement

—1

## CONSIDERATION POSTPONED

On motion of Mr. Dawkins, further consideration of the bill, H. 134, was postponed until the next legislative day; and the bill was ordered placed on the Calendar as Unfinished Business.

Yeas 74; Nays 0.

## Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Nice
Adams (Jefferson)	Ferrell	Kaul	Nolen
Adams (Tallapoosa)	Franklin	Kelly	Oakley
Albea	Gilchrist	Killough	Oden
Ashworth	Gist	Kirkham	Payne
Boyd	Goodwyn	Lackey	Perry
Bradford	Gregory	Lee (Barbour)	Pirkle
Brannan	Hall	Lee (Lawrence)	Pruitt
Brassell	Haltom	Locke (Choctaw)	Reynolds
Brewer	Hanby	Locke (Perry)	Richardson
Broadfoot	Hare	McClendon (Chambers)	Shumate
Burkhalter	Harrison	McKay	Speaks
Callahan	Harvey	McLendon (Bullock)	Steagall
Davis	Hodges	McNider	Summerlin
Dawkins	Holliman	Martin	Taylor
deGraffenried	Huddleston	Merrill	Thomas
Dement	Hunt	Money	Vacca
DeSear	Jenkins	Nettles	Windle
Dickson	Johnson (Elmore)		

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 17. Granting approval to the Trustees of the University of Alabama to accept grant to aid in construction of medical center.

J. E. SPEIGHT,  
Secretary.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House bill and returns same herewith to the House.

H. 217. To provide for the acquisition of certain real estate by the Board of Trustees of the University of Alabama to be developed as a State Health Center, and to make an appropriation for that purpose.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Thomas the House concurred in and adopted the Senate substitute for the bill, H. 217, said Senate substitute being as follows:

A BILL  
TO BE ENTITLED  
AN ACT

To provide for the acquisition of certain real estate by the Board of Trustees of the University of Alabama to be developed as a State Health Center, and to make an appropriation for that purpose.

Be It Enacted by the Legislature of Alabama:

Section 1. The Board of Trustees of the University of Alabama is hereby authorized to enter into a contract with the Housing Authority of the Birmingham District or other agency or instrumentality to acquire the real estate consisting of ten and one-half city blocks known as the Medical Center Project, UR Alabama 1-1, and lying to the west of the Medical Center of the University of Alabama in Jefferson County at a total cost of not exceeding two million seven hundred fifty six thousand six hundred dollars (\$2,756,600) and to develop such real estate as a State Health Center. The Board shall have power and authority to execute a vendor's lien, mortgage or deed of trust upon the property acquired or to be acquired, and such vendor's lien, mortgage or deed shall be admitted to record without the payment of any tax or fees except the cost of recording as prescribed by law.

Section 2. The sum of one hundred thousand dollars (\$100,000) is hereby appropriated from any funds in the state treasury not otherwise appropriated to the use of the Board of Trustees of the University of Alabama for the purpose herein mentioned. The proceeds of any sale or lease of any part of the said real estate shall be used by said Board of Trustees solely for payment on the purchase price of the real estate and debt service thereon. No payment on the purchase price of said real estate shall be made from any revenues or appropriations from the state not received during the fiscal year in which said payment is made. Any contract entered into by said Board of Trustees, under the terms of this act, shall not be a debt of the State of Alabama but shall be paid solely from current revenues and appropriations as aforesaid.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	deGraffenried	Haltom	Lee (Lawrence)
Adams (Jefferson)	Dement	Hanby	Locke (Choctaw)
Albea	DeSear	Hardy	Locke (Perry)
Ashworth	Dickson	Harrison	McClendon (Chambers)
Bassett	Edwards (Jefferson)	Harvey	McKay
Boyd	Faulk	Hodges	McLendon (Bullock)
Bradford	Ferrell	Holliman	McNider
Brannan	Franklin	Hunt	Martin
Brassell	Gilchrist	Jenkins	Mathison
Brewer	Gilmer	Johnson (Elmore)	Merrill
Brooks	Gist	Kaul	Money
Burkhalter	Goodwyn	Kelly	Murphy
Callahan	Gregory	Killough	Nettles
Cornett	Grouby	Kirkham	Nice
Cox	Hain	Lackey	Nolen
Dawkins	Hall	Lee (Barbour)	Oakley

Oden	Reynolds	Speaks	Thomas
Payne	Richardson	Steagall	Tyson
Perry	Shumate	Stembridge	Vacca
Pirkle	Simon	Summerlin	Windle
Pruitt	Solomon	Taylor	

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## RESOLUTION

The following resolution was introduced:

By Messrs. Dawkins, Branyon, Dement, Oden, Selman, Money, Gist, Speaks, Nettles, Oakley, Kirkham, Holliman, McNider, Broadfoot, Faulk, Grouby, Thomas, Kendall, Summerlin, Boyd, Nolen, Hall, Shumate, Fite, McClendon, Hunt, Brown (Lamar), Lee (Barbour), Martin, Harrison, Lee (Lawrence), Reynolds, Ramey, Pirkle, Hanby, Simon, Tyson and Locke (Choctaw):

H. J. R. 22. WHEREAS the Vocational Education teachers have been advised that they will be relieved of their duties June 13, 1957, through June 30, 1957; and

WHEREAS it is the intent of both Houses of the Legislature to provide the necessary funds for payment in full of the salaries of these valuable and conscientious teachers; now therefore

BE IT RESOLVED by the legislature of Alabama, Both Houses thereof concurring:

THAT Dr. A. R. Meadows, State Superintendent of Education, request the State Budget Officer of Alabama to release Federal funds available July 1, 1957, to the State Department of Education or so much thereof that is necessary to pay these public servants in full it being the intent of the Legislature to replace these funds from any funds now available or any funds that may come available in this fiscal year.

On motion of Mr. Branyon the rules were suspended and H. J. R. 22 was adopted.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Jenkins	Nettles
Adams (Jefferson)	Faulk	Johnson (Elmore)	Oakley
Albea	Ferrell	Johnson (Tallapoosa)	Oden
Ashworth	Franklin	Kelly	Payne
Bassett	Gilchrist	Kendall	Perry
Boyd	Gilmer	Killough	Pirkle
Bradford	Gist	Kirkham	Pruitt
Brannan	Gregory	Lackey	Reynolds
Branyon	Grouby	Law	Richardson
Brewer	Hain	Lee (Barbour)	Roberts
Broadfoot	Hall	Lee (Lawrence)	Shumate
Burkhalter	Haltom	Locke (Choctaw)	Simon
Callahan	Hanby	Locke (Perry)	Solomon
Cornett	Hardy	McClendon (Chambers)	Speaks
Cox	Hare	McKay	Steagall
Davis	Harrison	McLendon (Bullock)	Stembridge
Dawkins	Harvey	McNider	Summerlin
deGraffenried	Hodges	Martin	Taylor
Dement	Holliman	Mathison	Thomas
DeSear	Huddleston	Merrill	Vacca
Dickson	Hunt	Money	Windle

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## BILLS ON THIRD READING

H. 146. To alter, rearrange and extend the boundaries of the City of Montgomery so as to include within the corporate limits thereof certain additional territory located in the North Half of Section 22, Township 16N, Range 18E, Montgomery County, Alabama.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 85; Nays 0.

## Yeas:

Mr. Speaker	Ferrell	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	Franklin	Kelly	Oden
Albea	Gilchrist	Kendall	Payne
Ashworth	Gilmer	Killough	Perry
Bassett	Gist	Kirkham	Pirkle
Boyd	Goodwyn	Lackey	Pruitt
Bradford	Gregory	Lee (Barbour)	Ramey
Brannan	Grouby	Lee (Lawrence)	Richardson
Brewer	Hain	Locke (Choctaw)	Roberts
Brooks	Hall	Locke (Perry)	Shumate
Burkhalter	Haltom	Love	Simon
Callahan	Hanby	McClendon (Chambers)	Solomon
Cornett	Hardy	McKay	Speaks
Cox	Harrison	McLendon (Bullock)	Steagall
Davis	Harvey	McNider	Stembridge
Dawkins	Hodges	Martin	Summerlin
deGraffenried	Holliman	Mathison	Taylor
Dement	Huddleston	Merrill	Thomas
DeSear	Hunt	Money	Tyson
Dickson	Jenkins	Murphy	Vacca
Edwards (Jefferson)	Johnson (Elmore)	Nettles	Windle
Faulk			

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And the bill:

H. 357. To regulate further the duties and compensation of members of the court of county commissioners, board of revenue or like governing body of all counties having a population of not less than 16,075 nor more than 16,475, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

## Yeas:

Mr. Speaker	Cornett	Gist	Jenkins
Adams (Jefferson)	Cox	Goodwyn	Johnson (Elmore)
Albea	Davis	Gregory	Kelly
Ashworth	Dawkins	Grouby	Kendall
Bassett	deGraffenried	Hain	Killough
Boyd	Dement	Hall	Kirkham
Bradford	DeSear	Haltom	Lackey
Brannan	Dickson	Hanby	Lee (Barbour)
Branyan	Edwards (Jefferson)	Hardy	Lee (Lawrence)
Brewer	Faulk	Harvey	Locke (Perry)
Broadfoot	Ferrell	Hodges	Love
Brooks	Franklin	Holliman	McClendon (Chambers)
Brown (Lamar)	Gilchrist	Huddleston	McKay
Callahan	Gilmer	Hunt	McLendon (Bullock)

McNider	Oakley	Richardson	Stembridge
Martin	Oden	Selman	Taylor
Mathison	Payne	Shumate	Thomas
Merrill	Perry	Simon	Tyson
Money	Pirkle	Solomon	Vacca
Murphy	Pruitt	Speaks	Windle
Nettles	Ramey	Steagall	

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And the bill:

H. 364. To amend further Act No. 691, S. 284, approved September 5, 1951 entitled "An Act To fix the compensation of court reporters, and providing for the payment thereof."

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Faulk	Johnson (Elmore)	Nolen
Adams (Jefferson)	Ferrell	Kelly	Oakley
Albea	Franklin	Kendall	Oden
Ashworth	Gilchrist	Killough	Payne
Bassett	Gilmer	Kirkham	Perry
Boyd	Gist	Lackey	Pirkle
Bradford	Goodwyn	Lee (Barbour)	Pruitt
Brannan	Gregory	Lee (Lawrence)	Ramey
Branyon	Grouby	Locke (Perry)	Roberts
Brewer	Hain	Locke (Choctaw)	Selman
Brooks	Hall	Love	Shumate
Callahan	Haltom	McClendon (Chambers)	Simon
Cornett	Hanby	McKay	Solomon
Cox	Hardy	McLendon (Bullock)	Speaks
Davis	Harrison	McNider	Steagall
Dawkins	Harvey	Mathison	Stembridge
deGraffenried	Hodges	Merrill	Taylor
Dement	Holliman	Money	Thomas
DeSear	Huddleston	Murphy	Tyson
Dickson	Hunt	Nettles	Vacca
Edwards (Jefferson)	Jenkins	Nice	Windle

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And the bill:

S. 156. To repeal Act No. 389, H. 988, approved September 9, 1955 (Acts of Alabama, 1955, Vol. II, p. 924), entitled "An Act Relating to Walker County; requiring certain purchases for the county or any office, department, board, agency or institution, thereof to be based on competitive bids; prescribing procedures for handling such bids and making such purchases; and prescribing penalties."

Was read a third time at length and passed.

Yeas 74 Nays 0.

Yeas:

Mr. Speaker	Brannan	Dawkins	Ferrell
Adams (Jefferson)	Branyon	deGraffenried	Franklin
Albea	Brassell	Dement	Gist
Ashworth	Broadfoot	DeSear	Goodwyn
Bassett	Brooks	Dickson	Gregory
Boyd	Callahan	Edwards (Jefferson)	Grouby
Bradford	Cox	Faulk	Hain



Hall	Kelly	McLendon (Butlock)	Ramey
Haltom	Kendall	McNider	Selman
Hanby	Killough	Mathison	Shumate
Hare	Kirkham	Merrill	Solomon
Harrison	Lackey	Money	Speaks
Harvey	Lee (Barbour)	Nolen	Steagall
Hodges	Lee (Lawrence)	Oakley	Stembridge
Holliman	Locke (Choctaw)	Oden	Taylor
Huddleston	Locke (Perry)	Payne	Thomas
Hunt	Love	Pirkle	Vacca
Jenkins	McClendon (Chambers)	Pruitt	Windle
Johnson (Elmore)	McKay		

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And the bill:

S. 161. Relating to Winston County; reorganizing the county government abolishing the Board of Revenue of Winston County, and creating in lieu thereof the Board of Finance and Control of Winston County; prescribing the power, authority, and jurisdiction of the Board of Finance and Control; providing for the selection, qualifications, terms, power, duties, and compensation of the members thereof; and to repeal conflicting laws.

Was taken up.

Mr. Kelly offered the following amendment to the bill, S. 161:

#### AMENDMENT OF S. B. 161

In Section 2 of the bill, page 1, strike out the phrase, "The chairman first appointed by the Governor under this section shall be appointed by and with the advice and consent of the Senate," and insert in lieu thereof the phrase, "The chairman first appointed by the Governor under this section shall be appointed by and with the advice and consent of both Houses of the Legislature"

Also, on page 5 of the bill, strike out all of Section 19 and substitute the following as a new Section 19:

Section 19. The provisions of this Act shall not become operative in Winston County unless the qualified electors of Winston County vote against the proposition submitted to them at a referendum election as provided in H. B. 183 enacted at the 1957 Regular Session of the Legislature, regarding the construction, maintenance and repair of roads and bridges in Winston County. If a majority of the electors voting at the election provided for in said H. B. 183 vote against the proposition submitted at such election, this Act shall become effective and operative immediately after the canvass of the votes and ascertainment of the results. If a majority of the electors voting at the election provided for in said H. B. 183 vote in favor of the proposition submitted therein, then this Act shall have no further effect.

And the amendment was adopted.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Brannan	Davis	Ferrell
Adams (Jefferson)	Branyon	Dawkins	Franklin
Adams (Tallapoosa)	Brassell	deGraffenried	Gilchrist
Albea	Broadfoot	Dement	Gilmer
Ashworth	Brooks	DeSear	Gist
Bassett	Callahan	Dickson	Gregory
Boyd	Cornett	Edwards (Jefferson)	Grouby
Bradford	Cox	Faulk	Hall

Haltom	Kendall	Merrill	Roberts
Hanby	Killough	Money	Shumate
Hardy	Kirkham	Murphy	Simon
Hare	Lackey	Nettles	Solomon
Harvey	Lee (Barbour)	Nice	Speaks
Hodges	Lee (Lawrence)	Nolen	Steagall
Holliman	Locke (Choctaw)	Oakley	Stembridge
Huddleston	Locke (Perry)	Oden	Summerlin
Hunt	Love	Payne	Taylor
Jenkins	McClendon (Chambers)	Perry	Thomas
Johnson (Elmore)	McKay	Pruitt	Vacca
Johnson (Tallapoosa)	McLendon (Bullock)	Ramey	Windle
Kelly	McNider		

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And said bill, S. 161, as thus amended, was read a third time at length and passed.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	DeSear	Hunt	Nolen
Adams (Jefferson)	Dickson	Jenkins	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallapoosa)	Payne
Ashworth	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Pruitt
Boyd	Gilchrist	Killough	Ramey
Bradford	Gilmer	Kirkham	Roberts
Brannan	Gist	Lackey	Shumate
Branyon	Gregory	Lee (Barbour)	Simon
Brassell	Grouby	Lee (Lawrence)	Solomon
Broadfoot	Hall	Locke (Perry)	Speaks
Brooks	Haltom	Love	Steagall
Callahan	Hanby	McClendon (Chambers)	Stembridge
Cornett	Hardy	McKay	Summerlin
Cox	Hare	McLendon (Bullock)	Taylor
Davis	Harvey	McNider	Thomas
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Windle
Dement	Huddleston	Nettles	

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The following resolution was introduced:

By Mr. Summerlin:

H. J. R. 23. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that when the two Houses adjourn today, they adjourn to meet again on Friday, June 7, 1957.

On motion of Mr. Summerlin the rules were suspended and H. J. R. 23 was adopted.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Brassell	deGraffenried	Gist
Adams (Jefferson)	Brewer	Dement	Gregory
Adams (Tallapoosa)	Broadfoot	DeSear	Grouby
Albea	Brooks	Dickson	Hain
Ashworth	Callahan	Edwards (Jefferson)	Hall
Bassett	Cornett	Ferrell	Haltom
Boyd	Cox	Franklin	Hanby
Brannan	Davis	Gilchrist	Hardy
Branyon	Dawkins	Gilmer	Hare

Harrison	Lackey	Money	Selman
Harvey	Lee (Barbour)	Murphy	Simon
Hodges	Lee (Lawrence)	Netties	Solomon
Holliman	Locke (Choctaw)	Nice	Speaks
Huddleston	Locke (Perry)	Oakley	Steagall
Hunt	Love	Oden	Stembridge
Jenkins	McClendon (Chambers)	Payne	Stokes
Johnson (Elmore)	McKay	Perry	Summerlin
Johnson (Tallapoosa)	McLendon (Bullock)	Pirkle	Taylor
Kelly	McNider	Pruitt	Thomas
Kendall	Martin	Ramey	Tyson
Kirkham	Merrill	Richardson	Windle

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## CERTIFICATE OF THE CLERK

The House of Representatives:

I hereby certify that the House Bill and House Joint Resolution hereinafter mentioned were delivered to the Executive Department on the date and hour named and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 4:05 P. M. On June 4, 1957.

H. 21

H. J. R. 19

OAKLEY MELTON, JR.,  
Clerk.

## ADJOURNMENT

On motion of Mr. Nettles the House adjourned until Friday, June 7, 1957, at ten o'clock A. M.

Yeas 43; Nays 38.

Yeas:

Mr. Speaker	Gist	Lee (Barbour)	Payne
Albea	Gregory	Lee (Lawrence)	Pirkle
Bradford	Grouby	Locke (Choctaw)	Ramey
Brassell	Hardy	Locke (Perry)	Simon
Brooks	Holliman	Love	Solomon
Callahan	Jenkins	McClendon (Chambers)	Steagall
Cox	Johnson (Elmore)	McLendon (Bullock)	Stembridge
DeSear	Johnson (Tallapoosa)	Money	Summerlin
Dickson	Kelly	Netties	Taylor
Ferrell	Kendall	Oakley	Thomas
Franklin	Kirkham	Oden	

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Nays:

Messrs.:	Dawkins	Harrison	Nice
Adams (Jefferson)	deGraffenried	Harvey	Nolen
Ashworth	Dement	Hodges	Perry
Bassett	Gilchrist	Huddleston	Pruitt
Boyd	Goodwyn	Hunt	Richardson
Branyon	Hain	McKay	Speaks
Brewer	Hall	McNider	Stokes
Broadfoot	Haltom	Martin	Vacca
Cornett	Hanby	Merrill	Windle
Davis	Hare	Murphy	

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## TENTH DAY

House of Representatives  
Montgomery, Alabama  
Friday, June 7, 1957

The House met pursuant to adjournment.

## PRAYER

The session was opened with prayer by the Reverend Robert L. Vaughn, Pastor, First Methodist Church, Union Springs, Alabama.

## ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Edwards (Jefferson)	Kaul	Oakley
Adams (Jefferson)	Faulk	Kelly	Oden
Adams (Tallapoosa)	Ferrell	Kendall	Payne
Albea	Franklin	Killough	Perry
Ashworth	Gilchrist	Kirkham	Pirkle
Bassett	Gilmer	Lackey	Pruitt
Boyd	Gist	Law	Ramey
Bradford	Goodwyn	Lee (Barbour)	Reynolds
Brannan	Gregory	Lee (Lawrence)	Richardson
Branyon	Grouby	Locke (Choctaw)	Roberts
Brasseii	Hain	Locke (Perry)	Rodgers
Brewer	Hall	Love	Seiman
Broadfoot	Haltom	McClendon (Chambers)	Shumate
Brooks	Hanby	McKay	Simon
Brown (Lamar)	Hardy	McLendon (Bullock)	Solomon
Brown (Lee)	Hare	McNider	Spcaks
Burkhalter	Harrison	Martin	Steagall
Callahan	Harvey	Mathews	Stembridge
Cornett	Hawkins	Mathison	Stokes
Cox	Hodges	Merrill	Summerlin
Davis	Holliman	Money	Taylor
Dawkins	Huddleston	Murphy	Thomas
deGraffenried	Hunt	Nettles	Tyson
Dement	Jenkins	Nice	Vacca
DeSear	Johnson (Elmore)	Nolen	Ward
Dickson	Johnson (Tallapoosa)		

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A quorum was present.

## LEAVE OF ABSENCE

On motion of Mr. Kendall leave of absence was granted to Mr. Edwards of Escambia because of the death of his father.

## REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the ninth legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

On motion of Mr. Goodwyn, the reading at length of the Journal of the House for the ninth legislative day was dispensed with and the report

of the Standing Committee on Rules was concurred in and adopted, and the Journal for the ninth legislative day was approved.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Dickson	Kelly	Nice
Adams (Jefferson)	Edwards (Jefferson)	Killough	Nolen
Adams (Tallapoosa)	Faulk	Kirkham	Oakley
Albea	Ferrell	Lackey	Oden
Ashworth	Franklin	Law	Payne
Bassett	Gilmer	Lee (Barbour)	Perry
Boyd	Gist	Lee (Lawrence)	Pirkle
Bradford	Goodwyn	Locke (Choctaw)	Ramey
Brannan	Grouby	Locke (Perry)	Reynolds
Branyon	Hain	McClendon (Chambers)	Richardson
Brassell	Hall	McKay	Selman
Broadfoot	Haltom	McLendon (Bullock)	Shumate
Brooks	Hanby	McNider	Simon
Brown (Lamar)	Hardy	Martin	Solomon
Callahan	Harrison	Mathison	Speaks
Cornett	Hodges	Money	Steagall
deGraffenried	Hunt	Murphy	Summerlin
Dement	Jenkins	Nettles	Thomas
DeSear	Johnson (Elmore)		

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#### RECESS

On motion of Mr. Perry the House recessed for five minutes.

Yeas 64; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Nice
Adams (Jefferson)	Dickson	Johnson (Elmore)	Nolen
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Oakley
Albea	Ferrell	Killough	Oden
Ashworth	Franklin	Kirkham	Payne
Bassett	Gilmer	Lackey	Perry
Bradford	Gist	Lee (Lawrence)	Pirkle
Brannan	Goodwyn	Locke (Perry)	Ramey
Branyon	Grouby	McClendon (Chambers)	Reynolds
Brassell	Hain	McLendon (Bullock)	Richardson
Brooks	Hall	McNider	Simon
Brown (Lamar)	Hanby	Martin	Solomon
Callahan	Hardy	Mathison	Speaks
Cornett	Hodges	Money	Steagall
deGraffenried	Holliman	Murphy	Summerlin
Dement	Hunt	Nettles	Taylor

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The House reconvened. The Speaker called the House to order.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 16—Relative to naming new men's dormitory at Alabama College "Napier Hall" in honor of Thomas Hewell Napier.

J. E. SPEIGHT,  
Secretary.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 18—Expressing regret at the death of Mrs. Jane Strickler Denny and extending sympathy to members of her family.

J. E. SPEIGHT,  
Secretary.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bills and ordered same sent forthwith to the House without engrossment:

By Mr. Robison:

S. 117. To alter, rearrange and extend the boundaries of the City of Montgomery so as to include within the corporate limits thereof certain additional territory located in the North Half of Section 22, Township 16N, Range 18E, Montgomery County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

## LEGAL NOTICE

Notice is hereby given of the intention to apply to the Legislature of Alabama for passage of a law in substance as follows:

A BILL  
TO BE ENTITLED  
AN ACT

"To alter, rearrange and extend the boundaries of the City of Montgomery so as to include within the corporate limits thereof certain additional territory located in the North Half of Section 22, T. 16N, R. 18E, Montgomery County, Alabama.

Be It Enacted by the Legislature of Alabama:

"Section 1. That the boundaries of the City of Montgomery, in Montgomery County, Alabama, be, and the same are hereby, altered, rearranged and extended so as to include within the corporate limits of said city that certain additional territory lying within the following described boundaries, to-wit:

"Commencing at the Northwest corner of Section 22, Township 16N, Range 18E, Montgomery County, Alabama, running thence East along the North section line of said Section 22 a distance of 1305 feet, thence running South to the North line of the Vaughan Road to a point 1305.4 feet East of the West section line of said Section 22, thence running West along the North line of the Vaughan Road a distance of 1305.4 feet to the West section line of said Section 22, thence running North along the West section line of said Section 22 to the point of beginning.

"Section 2. That this Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law."

Jnl. March 12-19-26, April 2.

STATE OF ALABAMA  
MONTGOMERY COUNTY

Before me T. A. HARDY a Notary Public in and for the State and County aforesaid personally appeared P. W. Walsh who first being duly sworn according to law deposes and says that: he is Secretary for The Advertiser Company, publishers of The Alabama Journal and that the advertisement of An Act By The Legislature appeared in said publication on Mar. 12, 19, 26, April 2, 1956 and there is now due on said account the sum of \$\_\_\_\_\_ which is due, just and unpaid and that no part of said account has been paid except as herein specified.

P. W. WALSH,  
Secretary.

Sworn to and subscribed before me this 3 day of April 1956.

T. A. HARDY,  
Notary Public,  
Montgomery County, Alabama.

Also:

By Messrs. Metcalf, Givhan, Engelhardt, Flowers, Goodwin and Smith:

S. 58. To authorize and provide for the producers of certain agricultural commodities to act jointly and in cooperation with handlers, processors, and the State Department of Agriculture and Industries in promoting the production, distribution, use and consumption of such commodities; providing that producers may levy upon themselves assessments for the purpose of financing a promotional program, and providing for the imposition of such assessments and the collection thereof; superseding an act approved October 9, 1947 entitled "An Act To enable farmers who are producers of agricultural commodities to act jointly with dealers and processors in promoting the sale, distribution and consumption of such Alabama products" (Act No. 699, H. 594, General Acts of 1947, p. 536).

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

S. 117. Local Legislation No. 1.

S. 58. Agriculture.

## RESOLUTION

The following resolution was introduced:

By Mr. Hawkins:

H. R. 24. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES that the Clerk of the House is authorized to appoint four additional Committee Clerks and five additional stenographers.

On motion of Mr. Hawkins the rules were suspended and H. R. 24 was adopted.

Yeas 74; Nays 4.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Payne
Adams (Jefferson)	Faulk	Kelly	Perry
Adams (Tallapoosa)	Ferrell	Kirkham	Pirkle
Albea	Franklin	Lackey	Pruitt
Boyd	Gilmer	Law	Ramey
Brannan	Goodwyn	Lee (Barbour)	Reynolds
Branyon	Gregory	Lee (Lawrence)	Rodgers
Brassell	Grouby	Locke (Perry)	Selman
Brewer	Hall	McClendon (Chambers)	Shumate
Broadfoot	Haltom	McKay	Simon
Brooks	Hanby	McLendon (Bullock)	Solomon
Brown (Lamar)	Harrison	Martin	Speaks
Burkhalter	Harvey	Mathews	Steagall
Cornett	Hawkins	Mathison	Stokes
Cox	Hodges	Merrill	Thomas
Davis	Huddleston	Murphy	Tyson
deGraffenried	Hunt	Nettles	Vacca
Dement	Jenkins	Nolen	Ward
Dickson	Johnson (Elmore)		

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Messrs. Gist, Money, Oden and Richardson

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#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill and House Joint Resolution, to-wit:

H. 217. To provide for the acquisition of certain real estate by the Board of Trustees of the University of Alabama to be developed as a State Health Center, and to make an appropriation for that purpose.

Also:

H. J. R. 17. Relative to the availability of a grant to the Board of Trustees of the University of Alabama for the construction and equipping of a health research building in the University Medical Center.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

#### SIGNING OF BILL AND HOUSE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill and House Joint Resolution, the titles to which are set out in the above and foregoing report of the Standing Committee on Rules.

#### REPORT OF THE COMMITTEE ON THE REVISION OF STATE TAX LAWS

Mr. Dawkins, Chairman of the Interim Committee on the Revision of State Tax Laws appointed pursuant to House Joint Resolution No. 50 of the 1955 Regular Session of the Legislature, tendered a report to the Legislature with respect to the current tax problems in Alabama.



INTERIM COMMITTEE REPORT ON THE REVISION  
OF STATE TAX LAWS

Was received, read and ordered filed.

## BILLS ON SECOND READING

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 475. To re-divide the State into judicial circuits to create the Thirty-Third Judicial Circuit and to provide for a judge and solicitor of the newly-created circuit.

H. 484. To amend Section 20 of Title 34 of the Code of Alabama of 1940, as last amended, and to provide for a divorce in instances where there has been a divorce from bed and board or a decree of separate maintenance, for more than seven years.

H. 234. To fix the compensation of Circuit Solicitors payable from the State Treasury.

H. 271. An act relating to larceny of goods held for sale; providing that detaining a person under suspicion by a Peace Officer, Merchant, or Merchant's Employee, shall not render Merchant, Merchant's Employee, or Peace Officer criminally or civilly liable for false arrest, false imprisonment or unlawful detention; providing for arrest without a warrant by a Peace Officer upon probable cause, and exempting merchants or their employees from civil or criminal liability where probable cause exists to believe a person committed larceny of goods held for sale.

H. 454. To amend Section 266 of Title 26, Code of Alabama 1940, as amended, the same relating to employers' records of injuries under the workmen's compensation law and reports to the department of industrial relations.

H. 455. To amend Section 299 of Title 26, Code of Alabama 1940, as amended, the same relating to lump sum payments of benefits under the workmen's compensation law.

H. 456. To amend Section 285 of Title 26, Code of Alabama 1940, as amended, the same relating to the expenses of burial under the workmen's compensation law.

H. 457. To amend Section 279 of Title 26, Code of Alabama 1940, as amended, the same relating to the schedule of compensation under the workmen's compensation law.

H. 458. To amend Section 283 of Title 26, Code of Alabama 1940, as amended, the same relating to death compensation under the workmen's compensation law.

H. 459. To amend Section 287 of Title 26, Code of Alabama 1940, as amended, the same relating to the order in which total dependents take compensation under the workmen's compensation law.

H. 460. To amend Section 289 of Title 26, Code of Alabama 1940, as amended, the same relating to the limitations on compensation under the workmen's compensation law.

H. 461. To amend Section 293 of Title 26, Code of Alabama 1940, as amended, the same relating to medical, surgical and hospital service under the workmen's compensation law.

H. 462. To amend Section 304 of Title 26 of the 1940 Code of Alabama to provide that the trial of cases arising under the workmen's compensation Act shall be governed by the same rules and statutes as govern the trial of civil cases between the same parties.

H. 463. To amend Section 221 of Title 26, Code of Alabama 1940, the same relating to court appeals in unemployment compensation cases.

H. 464. To amend Section 204 of Title 26, Code of Alabama 1940, as amended, the same pertaining to experience rating under the Unemployment Compensation Law.

H. 465. To amend Section 207 of Title 26, Code of Alabama 1940, as amended, the same relating to weekly unemployment benefit amounts.

H. 466. To amend Section 216 of Title 26, Code of Alabama 1940, as amended, the same pertaining to Determinations under the Alabama Unemployment Compensation Law.

H. 467. To repeal Section 210 of Title 26, Code of Alabama 1940, the same relating to seasonal employment under the Alabama Unemployment Compensation Law.

H. 468. To amend Sections 197, as amended, 199, and 248, as amended, of Title 26, Code of Alabama 1940, the same dealing respectively with the Unemployment Compensation Trust Fund, withdrawals from the Unemployment Compensation Trust Fund and the Employment Security Administration Fund, all pertaining to the Unemployment Compensation Law.

H. 469. To amend Section 202 of Title 26, Code of Alabama 1940, as amended, the same relating to contributions by employees under the Alabama Unemployment Compensation Law.

Mr. Branyon, Chairman of the Standing Committee on Constitution and Elections, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 273. Requiring the court of county commissioners, board of revenue or like governing body of each county, or the authority in each county charged with the establishment of election districts, to furnish the board of registrars with the descriptions of the boundaries of election districts within the county, with a map of the county showing such districts, and with the revised boundaries of election districts whenever changes or alterations are made therein.

H. 278. To provide that persons whose names are stricken from the lists of registered voters on account of error on the part of any board of registrars may have their names reinstated upon such list, upon completion of a form and approval by the board of registrars.

H. 272. Requiring the boards of registrars to record the names of, and certain other information relative to, registered voters who are transferred from one election district to another; requiring a copy of such record to be filed with the judge of probate; and requiring voter transfer books to be furnished the boards of registrars at the expense of the State.

H. 97. To amend further Section 12 of Title 17, Code of Alabama (1940), which relates to the qualifications for voting.

H. 98. Proposing an amendment of Section 178 of the Constitution of Alabama, which relates to the qualifications for voting, to change the residence requirements.

The above bill was read a second time at length as required by the Constitution.

H. 283. To authorize the boards of registrars to strike the names of registered voters from the registration lists at any time the board is in session, provided that certain conditions prescribed in the Act have been met.

H. 277. Requiring the compilation and printing of the constitutional and statutory provisions of this State relating to the registration and qualifications of electors; providing for the regulating and distribution of such compilations; and making an appropriation for the purposes of this Act.

H. 365. To amend Section 21 of Title 17, Code of Alabama (1940), which relates to the appointment of registrars.

Mr. Oden, Chairman of the Standing Committee on Business and Labor, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, (with substitute) (with amendments), and it was read a second time and placed on the Calendar, to-wit:

H. 71 (with substitute) (with amendments). To regulate further the execution of certain public contracts, providing for competitive bidding on certain public contracts for labor, services, or work, or for the purchase of materials, equipment, supplies, or other personal property, made by or on behalf of any state department, board, bureau, division, commission, committee, institution, corporation, authority, office, or other state agency or instrumentality, exclusive of counties, cities, and towns.

Mr. Davis, Vice-Chairman of the Standing Committee on Conservation reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 321. To amend Section 7 of Act No. 158, H. 145, approved February 24, 1956 (Acts of Alabama, 1956, p. 224), entitled "An Act To provide for and fix the manner in which the Director of Conservation may execute oil, gas and mineral leases on all lands under the jurisdiction of the Department of Conservation; to further provide for the manner in which the Director of Conservation may execute oil, gas and mineral leases on lands belonging to other State departments or agencies; to further provide for the manner in which lands or any rights of interest therein under any navigable streams or navigable waters, bays, estuaries, lagoons, bayous or lakes, and the shores along the navigable waters to high tide mark, and submerged lands in the Gulf of Mexico within the historic seaward boundary of this State, which is hereby declared to extend seaward six leagues from the land bordering the Gulf, may be leased and managed by the Director of Conservation; to provide for pooling and unitization agreements; to provide for the disposition of revenue derived from such leases; to provide for the Governor's approval for all such agreements, and to further provide for the repeal of all laws in conflict with the provisions of this Act."

H. 162. To amend further Section 55 of Title 8, Code of Alabama (1940), which relates to certain fees taxed as part of the costs in cases involving violations of the State game and fish laws.

H. 431. To repeal all laws or parts of laws that require the payment of a license, tax, excise, or fee for the privilege of taking, capturing, or killing fox, or for selling, offering to sell, or transporting the fur, skin, hide, or pelt of a fox so taken, captured, or killed.

H. 20. To authorize the Director of Conservation to enter into agreements of reciprocity with Conservation Commissioners and other proper officials of adjoining states concerning the catching or taking of fish. To provide a license tax for non-resident fishermen or citizens of adjoining states which have a reciprocal agreement with Alabama.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendments, and it was read a second time and placed on the Calendar, to-wit:

H. 309 (with amendment). To authorize the cities and towns of the State of Alabama to levy and collect annually a license and registration fee on automobiles and motor vehicles owned or operated by the residents of the corporate limits of the several cities and towns and their respective police jurisdictions and to provide that the funds derived therefrom shall be used exclusively for the construction, improvement and maintenance of streets and bridges and administrative expenses in connection therewith including the retirement of bonds for the payment of which such revenues may have been pledged, and for no other purpose.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 379. To propose an amendment to the Constitution of Alabama relative to the abridgement of the terms of office of elected county or municipal officers by the abolition of the office or otherwise.

The above bill was read a second time at length as required by the Constitution.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 434. Relating to Dale County: To fix the compensation of the Superintendent of Education of such county.

H. 435. Relating to Walker County; authorizing and providing for the establishment, operation, maintenance, and financing of a public law library in the county.

H. 436. Relating to Walker County: providing further for the government of the county; abolishing the Board of Revenue, and creating in lieu thereof the Board of Finance and Control; providing for the selection of the members of the Board of Finance and Control; and prescribing their qualifications, terms, and compensation; providing for the organization and jurisdiction of the Board of Finance and Control, and for the powers and duties of its individual members; and repealing certain laws superseded by the provisions of this Act.

H. 438. To amend further an act approved November 4, 1950 entitled "An Act To create a Board of Revenue for Jackson County; providing its powers and duties and for the compensation of its members; prescribing penalties for violations of this Act; and abolishing the Court of County Commissioners of Jackson County" (Acts of Alabama 1950-51, Vol. I, p. 126).

H. 439. To define, regulate, and license barbers, apprentice barbers, and the practice of barbering in Jackson County; to create the Board of Barber Examiners of Jackson County, and to provide for the appointment, term, powers, duties, and compensation of the members thereof; to provide for the examination of applicants for a barber's certificate of registration or for an apprentice barber's certification of registration; to provide for the issuance, suspension, and revocation of a certificate of registration, and to provide for appeals from any action of the Board of Barber Examiners in refusing to issue, or in suspending or revoking, a certificate of registration; and to prescribe penalties for violations of the Act.

H. 440. To regulate further the small loan business in Mobile County; to provide remedies to persons from whom usurious interest has been collected by persons, co-partnerships, or corporations engaged in the small loan business; and to prescribe penalties for violations of this Act.

H. 441. Relating to Dallas County: To regulate the compensation of the coroner and to provide for the payment thereof.

H. 442. Relating to Tallapoosa County; providing for the compensation of the county superintendent of education; repealing Act No. 88, H. 217, approved June 15, 1953.

H. 443. Relating to all counties in the State having a population of not less than 18,400 nor more than 18,800 inhabitants, according to the last or any subsequent Federal decennial census; to authorize and direct the governing body of any such county to allow and pay to the sheriff an amount not in excess of one hundred dollars (\$100) monthly for expenses incurred in operation, upkeep, repair and maintenance of his privately-owned automobile used on official business.

H. 448. Relating to Dallas County: To create and establish in Dallas County a court to be known as the "Dallas County Court"; defining its jurisdiction; providing it with officers, defining their powers, duties, compensation, term of office, and the manner of their selection, appointment and election; regulating its procedure and process; prescribing costs and fees therein; taking criminal jurisdiction away from justice of the peace courts in the county; and providing for the transfer of cases pending in justice of the peace courts at the time this Act takes effect to the court hereby created and the trial of such cases in this court.

H. 449. To repeal Act No. 25, S. 39, approved September 17, 1932 (Local Acts of Alabama 1932, Extra Session, p. 7), entitled "An Act To establish an inferior court in Precinct 36 in Dallas County, Alabama, in lieu of all justices of the Peace, and notaries public with powers of justices of the peace, in said precinct, to be known as 'The Court of Common Pleas of Selma,' and to define the jurisdiction and powers of said court, and the powers, disabilities and duties of the judge thereof; to provide for the execution of the process of said court, the issuance of certificates of judgment and the operation thereof; to regulate the procedure in said court, and the appeals therefrom; to provide for the appointment or election of the judge of said court; to fix the qualifications and compensation of said judge and the mode of his election; and term of office; to provide for the payment of the salary of the judge and the expenses of said court; to abolish the office of justice of peace and notary public with powers of justice of the peace in said precinct; to provide for the transfer to said court of all causes pending in the justice of the peace courts in said precinct; to provide that the judge of said court may practice law; to provide for the payment of salaries of the Sheriff and Deputy Solicitor of said County for services rendered said Court; and to fix the costs and fees, and provide for the disposition of costs, fees, fines and forfeitures in said Court."

H. 450. To propose an amendment to the Constitution of Alabama relating to the fees, commissions, percentages, allowances, and compensation of certain officers of Dallas County.

The above bill was read a second time at length as required by the Constitution.

H. 495. To amend further Section 94, Title 51, Code of Alabama (1940), as amended, which relates to the term of service and compensation of members of boards of equalization, by establishing an additional classification therein.

Mr. Lackey, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 326. To vacate certain streets and portions of Streets and other Public Ways in part of the area in the City of Birmingham lying North of First Avenue North; East of 39th Street; South of the Central of Georgia Railroad right-of-way and West of the Southern Railroad right-of-way.

### INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Messrs. Davis, Selman, Shumate, Dement, Pirkle and Kelly:

H. 493. To amend Section 12 of Title 29, Code of Alabama (1940), which relates to the advertising of alcoholic beverages.

Business and Labor.

By Messrs. Hawkins and Hanby:

H. 500. To amend Section 509 of Title 7 of the Code of Alabama of 1940

Judiciary.

By Messrs. Hawkins, deGraffenried and Hanby:

H. 501. Relating to the Department of Revenue: To authorize and direct the Commissioner of the Department of Revenue to allow distributors and retail dealers a refund, deduction, or discount of two percent of all motor fuel taxes collected to defray the cost of collecting such taxes from the ultimate consumer, one-half of such allowance to be for the benefit of the distributor and one-half to the use of the retail dealers; authorizing the Commissioner of Revenue to promulgate reasonable rules and regulations to effectuate the purposes of this Act.

Rules.

By Messrs. Pirkle, Hawkins and Money:

H. 502. Providing that every person, firm, or corporation who sells or furnishes any tractor, scraper, machinery or like roadbuilding equipment of any kind, or part thereof, or repairs thereto, the purchase price of which exceeds Twenty-Five Dollars (\$25.00), shall have a lien for the full price thereof on the vehicle; providing for the recording of such lien and for the enforcement thereof.

Judiciary.

By Messrs. Hawkins, Pirkle and Money:

H. 503. To provide for the recordation of certain conditional sales contracts covering road construction machinery and equipment.

Judiciary.

By Messrs. Dawkins, Thomas, Hawkins and deGraffenried:

H. 504. TO AMEND SECTION 354 OF TITLE 51 OF THE CODE OF ALABAMA 1940, RELATING TO THE DUE DATE OF FRANCHISE TAX.

Ways and Means.

By Messrs. Dawkins, Thomas, Hawkins and deGraffenried:

H. 505. TO AMEND SECTION 346 OF TITLE 51 OF THE CODE OF ALABAMA 1940, RELATING TO DOMESTIC CORPORATION PERMITS.

Ways and Means.

By Messrs. Dawkins, Thomas, Hawkins and deGraffenried:

H. 506. TO AMEND SECTION 345 OF TITLE 51 OF THE CODE OF ALABAMA 1940, RELATING TO FOREIGN CORPORATION PERMITS.

Ways and Means.

By Mr. Faulk:

H. 507. To provide for the construction of rural mailbox turnouts on Alabama highways.

Transportation.

By Mr. Richardson:

H. 508. To amend Title 51, Section 424 (15) of the Code of Alabama 1940 which relates to defining the term adjusted gross income.

Ways and Means.

By Messrs. Vacca, Nice, Edwards (Jefferson), Lackey, Perry and Adams (Jefferson):

H. 509. To make an appropriation for the relief of W. L. Witcher.

Ways and Means.

By Mr. Kaul:

H. 510. To make an additional appropriation to the Division of Forestry of the Department of Conservation for the fiscal year ending September 30, 1957.

Ways and Means.

By Mr. Adams (Jefferson):

H. 511. To provide further for the government of the state highway department; to establish a state highway commission; to provide for the election of the members of the commission, and for their compensation, functions, jurisdiction, powers, and duties; to provide for the appointment of a chief engineer and other officers and employees necessary to administer the highway function; to repeal conflicting laws; and to provide for the operation of the provisions of the Act.

Rules.

By Mr. Adams (Jefferson):

H. 512. To amend Sections 21, 22, and 23, of Title 17, Code of Alabama (1940); providing for the appointment and terms of registrars.

Ways and Means.

By Mr. Adams (Jefferson):

H. 513. To proscribe common-law marriages.

Judiciary.

By Mr. Brown (Lee):

H. 514. To amend further the act approved June 23, 1949, entitled "An Act To provide for the service of process in civil suits upon non-residents of the State of Alabama and providing that any non-resident person, firm, partnership, general or limited, or any corporation not qualified under the constitution and laws of this State as to doing business herein shall be deemed to have appointed the Secretary of State, or his successor or successors in office, to be the true and lawful attorney or agent of such non-resident, upon whom process may be served; and for other purposes" (Act No. 128, S. 120, Acts of 1949, p. 154).

Judiciary.

By Messrs. Haltom and Broadfoot:

H. 515. To regulate further the office of Circuit Solicitor of the Eleventh Judicial Circuit. Creating special funds for expenditure for the benefit of the Circuit Solicitor in law enforcement and in the conduct of his office.

Local Legislation No. 1.

By Messrs. Tyson, Simon and Murphy:

H. 516. To establish within the State Docks Department the additional position of General Manager for Operations; to prescribe for the appointment, qualifications, tenure, duties and salary of such official, and an effective date of this Act.

Ways and Means.

By Messrs. deGraffenried, Martin, Ramey, Hawkins, Dawkins, Lee (Barbour), Simon, Mathews, Brown (Lamar), Davis and Selman:

H. 517. To amend further Section 249 of Title 55, Code of Alabama (1940), which fixes the salary of the state geologist.

Ways and Means.

By Messrs. Callahan and deGraffenried:

H. 518. To amend Section 9 of the act approved September 2, 1949 entitled "An Act Relating to public health; to regulate, through licensure, hospitals, sanatoria, rest homes, nursing homes, and related institutions; and providing penalties for the violation of this Act" (Act No. 530, H. 635, Acts of Alabama 1949, p. 835).

Judiciary.

By Messrs. Selman, Dement, Shumate, Brown (Lamar), Simon, Davis and Kelly:

H. 519. To propose an amendment to the Constitution of Alabama creating and providing for a General Assembly to be composed of one chamber.

Constitution and Elections.

The above bill was read a first time at length as required by the Constitution.

By Mr. Holliman:

H. 520. To require the inclusion of certain stipulations concerning benefits in policies of burial or funeral insurance.

Business and Labor.

## RESOLUTION

The following resolution was introduced:

By Mr. Cornett:

H. J. R. 25. Whereas The Honorable S. Ernest Vandiver, Lieutenant Governor of the State of Georgia, has graciously accepted the invitation



extended to him to address a joint session of the two Houses of the Legislature;

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That a joint session of the two Houses be convened in the Hall of the House of Representatives, on Tuesday, June 11, at 11:30 A. M., for the purpose of hearing the address by The Honorable S. Ernest Vandiver.

On motion of Mr. Cornett the rules were suspended and H. J. R. 25 was adopted.

Yeas 62; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Killough	Nolen
Adams (Jefferson)	Faulk	Kirkham	Oakley
Adams (Tallapoosa)	Franklin	Law	Oden
Albea	Gilchrist	Lee (Barbour)	Payne
Ashworth	Gist	Locke (Choclaw)	Perry
Bassett	Goodwyn	Locke (Perry)	Rodgers
Boyd	Hain	Love	Simon
Bradford	Hall	McClendon (Chambers)	Solomon
Branyon	Harrison	McKay	Speaks
Brewer	Harvey	McLendon (Bullock)	Steagall
Brown (Lamar)	Hodges	McNider	Stembridge
Cox	Holliman	Martin	Stokes
Davis	Hunt	Mathison	Taylor
Dawkins	Jenkins	Murphy	Thomas
deGraffenried	Johnson (Tallapoosa)	Nettles	Ward
DeSear	Kelly		

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#### NOTICE IN WRITING

Mr. Boyd offered the following Notice in Writing:

Notice is hereby given that on the next legislative day I will move that the Standing Committee on Rules be directed to act on House Bill 149 and to report House Bill 149 to the House at its next sitting.

#### NOTICE IN WRITING BY MR. BOYD

Was received, read and filed.

#### BILLS ON THIRD READING

H. 380. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Tuscumbia in Colbert County, Alabama.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Brewer	Edwards (Jefferson)	Hain
Adams (Tallapoosa)	Brooks	Faulk	Hall
Albea	Brown (Lamar)	Ferrell	Hanby
Ashworth	Brown (Lee)	Gilchrist	Hardy
Bassett	Burkhalter	Gilmer	Harrison
Boyd	Cox	Gist	Harvey
Bradford	deGraffenried	Goodwyn	Hawkins
Branyon	DeSear	Gregory	Hodges
Brassell	Dickson	Grouby	Holliman

Huddleston	Locke (Choctaw)	Nettles	Shumate
Hunt	Locke (Perry)	Nice	Simon
Jenkins	McClendon (Chambers)	Oakley	Solomon
Johnson (Elmore)	McKay	Payne	Speaks
Johnson (Tallapoosa)	McNider	Perry	Steagall
Kelly	Martin	Pirkle	Stembridge
Killough	Mathison	Pruitt	Stokes
Lackey	Merrill	Ramey	Taylor
Lee (Barbour)	Money	Richardson	Thomas
Lee (Lawrence)	Murphy	Rodgers	Vacca

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills and Senate Joint Resolutions, your signature thereto is requested:

S. 106. To fix the compensation of certain officers of counties having a population of not less than ninety-four thousand nor more than one hundred thirty-four thousand inhabitants and in which the Legislature is authorized to fix, regulate and alter the salaries of such officers.

Also:

S. 156. To repeal Act No. 389, H. 988, approved September 9, 1955 (Acts of Alabama, 1955, Vol. II, p. 924), entitled "An Act Relating to Walker County; requiring certain purchases for the county or any office, department, board, agency or institution, thereof to be based on competitive bids; prescribing procedures for handling such bids and making such purchases; and prescribing penalties."

Also:

S. J. R. 19. Recording opposition to the proposed name change and function of the Bureau of Apprenticeship in the U. S. Department of Labor.

Also:

S. J. R. 24. An expression of sympathy to the family of the late Luther Patrick of Birmingham, Alabama.

Also:

S. J. R. 20. Extending an invitation to Lt. Gov. Ernest Vandiver of Georgia to address a joint session of the Legislature.

J. E. SPEIGHT,  
Secretary.

## SIGNING OF SENATE BILLS AND SENATE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Bills and Senate Joint Resolutions, the titles to which are set out in the above and foregoing Message from the Senate.

## BILLS ON THIRD READING RESUMED

H. 382. To allow the Sheriff of DeKalb County, Alabama two additional deputy sheriffs to those now provided by law, and to authorize the DeKalb County Commission to pay the salaries of same; to fix the salaries

of said deputies and to make same payable out of the general funds of De Kalb County in monthly installments; to authorize the Sheriff's supervision and control of said deputies, and to provide for the appointment of same.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Johnson (Tallapoosa)	Nice
Adams (Jefferson)	Franklin	Kelly	Nolen
Adams (Tallapoosa)	Gilchrist	Killough	Oakley
Albea	Gilmer	Kirkham	Oden
Ashworth	Gist	Lackey	Payne
Bassett	Goodwyn	Law	Perry
Boyd	Grouby	Lee (Barbour)	Pirkle
Bradford	Hain	Lee (Lawrence)	Pruitt
Branyon	Hall	Locke (Choctaw)	Ramey
Brassell	Hanby	Locke (Perry)	Richardson
Brewer	Hardy	Love	Rodgers
Brooks	Hare	McClendon (Chambers)	Shumate
Brown (Lamar)	Harrison	McKay	Solomon
Brown (Lee)	Harvey	McLendon (Bullock)	Speaks
Burkhalter	Hawkins	McNider	Steagall
Cox	Hodges	Martin	Stembridge
deGraffenried	Holliman	Mathison	Stokes
DeSear	Huddleston	Merrill	Taylor
Dickson	Hunt	Money	Thomas
Edwards (Jefferson)	Jenkins	Murphy	Vacca
Faulk	Johnson (Elmore)	Nettles	

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#### H. 384 POSTPONED

On motion of Mr. Law, consideration of the bill, H. 384, was postponed until the next legislative day.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Kelly	Nolen
Adams (Jefferson)	Franklin	Killough	Oakley
Adams (Tallapoosa)	Gilchrist	Lackey	Oden
Albea	Gilmer	Law	Payne
Ashworth	Gist	Lee (Barbour)	Perry
Boyd	Goodwyn	Lee (Lawrence)	Pirkle
Bradford	Gregory	Locke (Choctaw)	Pruitt
Branyon	Grouby	Locke (Perry)	Ramey
Brassell	Hall	McClendon (Chambers)	Richardson
Brewer	Hanby	McKay	Rodgers
Brooks	Hardy	McLendon (Bullock)	Selman
Brown (Lamar)	Hare	McNider	Shumate
Brown (Lee)	Harrison	Martin	Simon
Burkhalter	Harvey	Mathison	Solomon
Cox	Hodges	Merrill	Steagall
Davis	Huddleston	Money	Stembridge
deGraffenried	Hunt	Murphy	Stokes
Dickson	Jenkins	Nettles	Thomas
Edwards (Jefferson)	Johnson (Elmore)	Nice	Vacca
Faulk	Johnson (Tallapoosa)		

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## BILLS POSTPONED

On motion of Mr. Law, consideration of the bills, H. 385 and H. 387, was postponed until the next legislative day.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Faulk	Johnson (Tallapoosa)	Nice
Adams (Jefferson)	Ferrell	Kelly	Nolen
Adams (Tallapoosa)	Franklin	Killough	Oakley
Albea	Gilmer	Kirkham	Oden
Ashworth	Gist	Lackey	Payne
Bassett	Goodwyn	Law	Perry
Boyd	Gregory	Lee (Barbour)	Pirkle
Bradford	Grouby	Lee (Lawrence)	Pruitt
Branyon	Hain	Locke (Choctaw)	Ramey
Brassell	Hall	Locke (Perry)	Richardson
Brewer	Hanby	Love	Rodgers
Brooks	Hardy	McClendon (Chambers)	Selman
Brown (Lamar)	Hare	McKay	Shumate
Brown (Lee)	Harrison	McLendon (Bullock)	Simon
Burkhalter	Harvey	McNider	Speaks
Cox	Hodges	Martin	Steagall
Davis	Holliman	Mathison	Stembridge
deGraffenried	Huddleston	Merrill	Stokes
DeSear	Hunt	Money	Taylor
Dickson	Jenkins	Murphy	Thomas
Edwards (Jefferson)	Johnson (Fleming)	Nettles	Vacca

—62

And the bill:

H. 388. Levying in Hale County, Alabama, additional special privilege or license taxes and excise taxes equaling thirty-three and one-third percentum of, and otherwise paralleling with like provisions in Hale County, such State taxes as are levied by the State of Alabama by Sections 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama and amendments thereto, except that only thirty-three and one-third percentum of the State Levy is hereby made and is to be collected hereunder in Hale County and providing for the collection thereof and providing that all such revenue arising from the levy herein made shall be used exclusively and solely for acquiring, providing or constructing school houses and related buildings necessary or convenient for public school purposes, and equipping, furnishing, or replacing any such building and acquiring sites therefor; or other capital outlay purposes for public schools within Hale County, Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Brassell	Davis	Gist
Adams (Jefferson)	Brewer	deGraffenried	Goodwyn
Adams (Tallapoosa)	Broadfoot	Dickson	Gregory
Albea	Brooks	Edwards (Jefferson)	Hain
Ashworth	Brown (Lamar)	Faulk	Hall
Bassett	Brown (Lee)	Ferrell	Haltom
Boyd	Burkhalter	Franklin	Hanby
Bradford	Callahan	Gilchrist	Hardy
Branyon	Cox	Gilmer	Hare

Harrison	Lackey	Money	Reynolds
Harvey	Lee (Barbour)	Murphy	Richardson
Hawkins	Lee (Lawrence)	Nettles	Rodgers
Hodges	Locke (Choctaw)	Nice	Selman
Holliman	Locke (Perry)	Nolen	Shumate
Huddleston	Love	Oakley	Speaks
Hunt	McClendon (Chambers)	Oden	Steagall
Jenkins	McKay	Payne	Stembridge
Johnson (Elmore)	McLendon (Bullock)	Perry	Stokes
Johnson (Tallapoosa)	McNider	Pirkle	Taylor
Kelly	Martin	Pruitt	Thomas
Killough	Mathison	Ramey	Vacca
Kirkham	Merrill		

—86

And the bill:

H. 391. To authorize and direct the Board of Education of Houston County to determine and fix the annual salary to be paid the Superintendent of Education, commencing at the beginning of the next term of office.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Jenkins	Nettles
Adams (Jefferson)	Faulk	Johnson (Elmore)	Nice
Adams (Tallapoosa)	Ferrell	Johnson (Tallapoosa)	Nolen
Albea	Franklin	Kelly	Oakley
Ashworth	Gilmer	Killough	Payne
Bassett	Gist	Lackey	Perry
Boyd	Goodwyn	Lee (Barbour)	Pirkle
Bradford	Gregory	Locke (Choctaw)	Pruitt
Branyon	Grouby	Locke (Perry)	Ramey
Brassell	Hall	Love	Richardson
Brewer	Haltom	McClendon (Chambers)	Simon
Broadfoot	Hanby	McKay	Speaks
Brooks	Hardy	McLendon (Bullock)	Steagall
Brown (Lamar)	Hare	McNider	Stembridge
Burkhalter	Harrison	Martin	Stokes
Cox	Hawkins	Mathison	Taylor
deGraffenried	Hodges	Merrill	Thomas
DeSear	Huddleston	Money	Vacca
Dickson	Hunt	Murphy	

—75

And the bill:

H. 394 (with amendment). Relating to Limestone County: To levy additional special privilege or license taxes and excise taxes paralleling, with like provisions in the county, such state taxes as are levied by the State of Alabama by Section 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51, Code of Alabama (1940), and amendments and additions thereto, in an amount equal to thirty-three and one-third per cent of the state levy; providing for the enforcement and collection of the tax and the distribution of the proceeds thereof; and prescribing the purposes for which such proceeds may be used.

Was taken up.

The question was upon the adoption of the amendment reported by the Standing Committee on Local Legislation No. 1, said committee amendment being as follows:

## AMENDMENT TO H. B. 394

Strike out Section 7 of the bill and insert in lieu thereof the following as Section 7: The proceeds of the taxes imposed by this Act, when paid to the custodian of the county school funds of Limestone County, as provided in Section 4 of this Act, shall be apportioned and used in the following manner. The custodian of the county school funds of Limestone County shall apportion such proceeds between the county board of education of Limestone County and the city board of education of the City of Athens, Limestone County, on a pro rata basis in proportion to the number of pupils in average daily attendance at schools under the jurisdiction of each such board. The amount of such proceeds as are apportioned to the city board of education of the City of Athens shall be used by such board exclusively for public school purposes. The amount of such proceeds as are apportioned to the county board of education of Limestone County shall be used by such boards for transportation purposes and for the construction and maintenance of school buildings.

Also, strike out Section 10 of the bill and insert in lieu thereof the following as Section 10: This Act shall become effective on the first day of the second month commencing after the date of its enactment.

And the amendment was adopted.

Yeas 75; Nays 0.

## Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Elmore)	Nice
Adams (Jefferson)	Faulk	Johnson (Tallapoosa)	Nolen
Adams (Tallapoosa)	Ferrell	Kelly	Oakley
Albea	Franklin	Killough	Oden
Ashworth	Gilchrist	Kirkham	Payne
Bassett	Gilmer	Lackey	Perry
Boyd	Gist	Lee (Barbour)	Pirkle
Bradford	Grouby	Lee (Lawrence)	Pruitt
Branyon	Hall	Locke (Choctaw)	Ramey
Brassell	Haltom	Locke (Perry)	Richardson
Brewer	Hanby	Love	Simon
Brown (Lamar)	Hare	McClendon (Chambers)	Speaks
Brown (Lee)	Harrison	McKay	Steagall
Burkhalter	Hawkins	McLendon (Bullock)	Stembridge
Callahan	Hodges	McNider	Stokes
Cox	Holliman	Mathison	Taylor
deGraffenried	Huddleston	Merrill	Thomas
Dement	Hunt	Money	Vacca
Dickson	Jenkins	Nettles	

—75

And said bill, H. 394, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 75; Nays 0.

## Yeas:

Mr. Speaker	Brassell	Dickson	Hall
Adams (Jefferson)	Brewer	Edwards (Jefferson)	Haltom
Adams (Tallapoosa)	Brown (Lamar)	Faulk	Hanby
Albea	Brown (Lee)	Ferrell	Hare
Ashworth	Burkhalter	Franklin	Harrison
Bassett	Callahan	Gilchrist	Hawkins
Boyd	Cox	Gilmer	Hodges
Bradford	deGraffenried	Gist	Holliman
Branyon	Dement	Grouby	Huddleston

Hunt	Locke (Choctaw)	Nettles	Richardson
Jenkins	Locke (Perry)	Nice	Simon
Johnson (Elmore)	Love	Nolen	Speaks
Johnson (Tallapoosa)	McClendon (Chambers)	Oakley	Steagall
Kelly	McKay	Oden	Stembridge
Killough	McLendon (Bullock)	Payne	Stokes
Kirkham	McNider	Perry	Taylor
Lackey	Mathison	Pirkle	Thomas
Lee (Barbour)	Merrill	Fruitt	Vacca
Lee (Lawrence)	Money	Ramey	

—75

And the bill:

H. 395. Relating to Limestone County: To amend Act No. 69, S. 262, approved June 14, 1949 (Acts of Alabama, 1949, p. 91), entitled "An Act Relating to Limestone County: To fix the compensation of the Chairman of the Board of Revenue of Limestone County."

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Murphy
Adams (Jefferson)	Dickson	Johnson (Tallapoosa)	Nice
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Nolen
Albea	Faulk	Killough	Oakley
Ashworth	Ferrell	Kirkham	Oden
Bassett	Franklin	Lackey	Payne
Boyd	Gilmer	Law	Perry
Bradford	Gist	Lee (Barbour)	Ramey
Brannan	Goodwyn	Lee (Lawrence)	Reynolds
Branyon	Gregory	Locke (Choctaw)	Richardson
Brassell	Grouby	Locke (Perry)	Rodgers
Broadfoot	Hall	Love	Simon
Brooks	Haltom	McClendon (Chambers)	Solomon
Brown (Lamar)	Hare	McKay	Speaks
Brown (Lee)	Harvey	McLendon (Bullock)	Steagall
Burkhalter	Hawkins	McNider	Stembridge
Cox	Hodges	Martin	Stokes
Davis	Holliman	Mathews	Taylor
Dawkins	Huddleston	Mathison	Thomas
deGraffenried	Hunt	Merrill	Vacca
Dement	Jenkins	Money	Ward

—84

And the bill:

H. 396. Relating to Limestone County: To amend further Act No. 120, S. 210, approved July 17, 1947 (Local Acts of Alabama, 1947, p. 78), entitled "An Act To change the method of compensating the Tax Collector of Limestone County, placing such officer on a salary basis, and providing for the administration of his office on that basis."

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Albea	Boyd	Branyon
Adams (Jefferson)	Ashworth	Bradford	Brassell
Adams (Tallapoosa)	Bassett	Brannan	Broadfoot

Brooks	Gregory	Law	Oakley
Brown (Lamar)	Grouby	Lee (Barbour)	Oden
Brown (Lee)	Hall	Lee (Lawrence)	Payne
Burkhalter	Haltom	Locke (Choctaw)	Perry
Cox	Hare	Locke (Perry)	Ramey
Davis	Harvey	Love	Reynolds
Dawkins	Hawkins	McClendon (Chambers)	Richardson
deGraffenried	Hodges	McKay	Rodgers
Dement	Holliman	McLendon (Bullock)	Simon
DeSear	Huddleston	McNider	Solomon
Dickson	Hunt	Martin	Speaks
Edwards (Jefferson)	Jenkins	Mathews	Steagall
Faulk	Johnson (Elmore)	Mathison	Stembridge
Ferrell	Johnson (Tallapoosa)	Merrill	Stokes
Franklin	Kelly	Money	Taylor
Gilmer	Killough	Murphy	Thomas
Gist	Kirkham	Nice	Vacca
Goodwyn	Lackey	Nolen	Ward

—84

And the bill:

H. 397. Relating to Limestone County: To amend further Act No. 355, H. 757, approved August 17, 1953 (Acts of Alabama, 1953, p. 423), entitled "An Act Relating to Limestone County: To fix the compensation of the Sheriff of Limestone County and to provide for deputy sheriffs and the compensation thereof, to provide for the feeding of prisoners in Limestone County and regulating the operation of the office of the Sheriff of Limestone County, Alabama, and to repeal all laws in conflict herewith and to provide for the effective date of this act."

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Murphy
Adams (Jefferson)	Dickson	Johnson (Tallapoosa)	Nice
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Nolen
Albea	Faulk	Killough	Oakley
Ashworth	Ferrell	Kirkham	Oden
Bassett	Franklin	Lackey	Payne
Boyd	Gilmer	Law	Perry
Bradford	Gist	Lee (Barbour)	Ramey
Brannan	Goodwyn	Lee (Lawrence)	Reynolds
Branyon	Gregory	Locke (Choctaw)	Richardson
Brassell	Grouby	Locke (Perry)	Rodgers
Broadfoot	Hall	Love	Simon
Brooks	Haltom	McClendon (Chambers)	Solomon
Brown (Lamar)	Hare	McKay	Speaks
Brown (Lee)	Harvey	McLendon (Bullock)	Steagall
Burkhalter	Hawkins	McNider	Stembridge
Cox	Hodges	Martin	Stokes
Davis	Holliman	Mathews	Taylor
Dawkins	Huddleston	Mathison	Thomas
deGraffenried	Hunt	Merrill	Vacca
Dement	Jenkins	Money	Ward

—84



And the bill:

H. 398. To change the name of the armory located at Athens, Limestone County, Alabama, from "Fort Shelby Fletcher" to "Fort James G. Dement."

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Murphy
Adams (Jefferson)	Dickson	Johnson (Tallapoosa)	Nice
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Nolen
Albea	Faulk	Killough	Oakley
Ashworth	Ferrell	Kirkham	Oden
Bassett	Franklin	Lackey	Payne
Boyd	Gilmer	Law	Perry
Bradford	Gist	Lee (Barbour)	Ramey
Brannan	Goodwyn	Lee (Lawrence)	Reynolds
Branyon	Gregory	Locke (Choctaw)	Richardson
Brassell	Grouby	Locke (Perry)	Rodgers
Broadfoot	Hall	Love	Simon
Brooks	Haltom	McClendon (Chambers)	Solomon
Brown (Lamar)	Hare	McKay	Speaks
Brown (Lee)	Harvey	McClendon (Bullock)	Steagall
Burkhalter	Hawkins	McNider	Stembridge
Cox	Hodges	Martin	Stokes
Davis	Holliman	Mathews	Taylor
Dawkins	Huddleston	Mathison	Thomas
deGraffenried	Hunt	Merrill	Vacca
Dement	Jenkins	Money	Ward

—84

And the bill:

H. 399. Relating to Limestone County: To amend further Act No. 201, H. 605, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 120), entitled "An Act To change the method of compensating the Judge of Probate of Limestone County, placing such officer on a salary, and providing clerks for his office."

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Brown (Lee)	Gist	Johnson (Elmore)
Adams (Jefferson)	Burkhalter	Goodwyn	Johnson (Tallapoosa)
Adams (Tallapoosa)	Cox	Gregory	Kelly
Albea	Davis	Grouby	Killough
Ashworth	Dawkins	Hall	Kirkham
Bassett	deGraffenried	Haltom	Lackey
Boyd	Dement	Hare	Law
Bradford	DeSear	Harvey	Lee (Barbour)
Brannan	Dickson	Hawkins	Lee (Lawrence)
Branyon	Edwards (Jefferson)	Hodges	Locke (Choctaw)
Brassell	Faulk	Holliman	Locke (Perry)
Broadfoot	Ferrell	Huddleston	Love
Brooks	Franklin	Hunt	McClendon (Chambers)
Brown (Lamar)	Gilmer	Jenkins	McKay

McLendon (Bullock)	Murphy	Ramey	Steagall
McNider	Nice	Reynolds	Stembridge
Martin	Nolen	Richardson	Stokes
Mathews	Oakley	Rodgers	Taylor
Mathison	Oden	Simon	Thomas
Merrill	Payne	Solomon	Vacca
Money	Perry	Speaks	Ward

—84

And the bill:

H. 400. Relating to Limestone County: To amend further Act No. 95, H. 395, approved July 7, 1947 (Local Acts of Alabama, 1947, p. 67), entitled "An Act To change the method of compensating the Tax Assessor of Limestone County, placing such officer on a salary, and providing for the administration of his office on a salary basis."

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Murphy
Adams (Jefferson)	Dickson	Johnson (Tallapoosa)	Nice
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Nolen
Albea	Faulk	Killough	Oakley
Ashworth	Ferrell	Kirkham	Oden
Bassett	Franklin	Lackey	Payne
Boyd	Gilmer	Law	Perry
Bradford	Gist	Lee (Barbour)	Ramey
Brannan	Goodwyn	Lee (Lawrence)	Reynolds
Branyon	Gregory	Locke (Choctaw)	Richardson
Brassell	Grouby	Locke (Perry)	Rodgers
Broadfoot	Hall	Love	Simon
Brooks	Haltom	McClendon (Chambers)	Solomon
Brown (Lamar)	Hare	McKay	Speaks
Brown (Lee)	Harvey	McLendon (Bullock)	Steagall
Burkhalter	Hawkins	McNider	Stembridge
Cox	Hodges	Martin	Stokes
Davis	Holliman	Mathews	Taylor
Dawkins	Huddleston	Mathison	Thomas
deGraffenried	Hunt	Merrill	Vacca
Dement	Jenkins	Money	Ward

—84

And the bill:

H. 401. Relating to Limestone County: To amend Act No. 354, H. 756, approved August 17, 1953 (Acts of Alabama, 1953, p. 422), entitled "An Act Relating to Limestone County: To fix the compensation of the members of the Board of Revenue of Limestone County, Alabama, other than the Chairman; to provide that the effective date of this act shall be the first Monday after the second Tuesday in January, 1955, and to repeal all laws or parts of laws in conflict herewith."

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Ashworth	Brannan	Brooks
Adams (Jefferson)	Bassett	Branyon	Brown (Lamar)
Adams (Tallapoosa)	Boyd	Brassell	Brown (Lee)
Albea	Bradford	Broadfoot	Burkhalter

Cox	Haltom	Lee (Lawrence)	Oden
Davis	Hare	Locke (Choctaw)	Payne
Dawkins	Harvey	Locke (Perry)	Perry
deGraffenried	Hawkins	Love	Ramey
Dement	Hodges	McClendon (Chambers)	Reynolds
DeSear	Holliman	McKay	Richardson
Dickson	Huddleston	McLendon (Bullock)	Rodgers
Edwards (Jefferson)	Hunt	McNider	Simon
Faulk	Jenkins	Martin	Solomon
Ferrell	Johnson (Elmore)	Mathews	Speaks
Franklin	Johnson (Tallapoosa)	Mathison	Steagall
Gilmer	Kelly	Merrill	Stembridge
Gist	Killough	Money	Stokes
Goodwyn	Kirkham	Murphy	Taylor
Gregory	Lackey	Nice	Thomas
Grouby	Law	Nolen	Vacca
Hall	Lee (Barbour)	Oakley	Ward

—84

And the bill:

H. 402. Relating to Limestone County: To amend further Act No. 200, H. 604, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 119), entitled "An Act To consolidate and combine the officers of Circuit Clerk, Register of the Circuit Court, Clerk of the Limestone County Court, and Register of the Limestone County Court of Limestone County; and to provide for the election, term of office and the compensation of a Circuit Clerk of Limestone County, and for an assistant clerk and his compensation."

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Murphy
Adams (Jefferson)	Dickson	Johnson (Tallapoosa)	Nice
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Nolen
Albea	Faulk	Killough	Oakley
Ashworth	Ferrell	Kirkham	Oden
Bassett	Franklin	Lackey	Payne
Boyd	Gilmer	Law	Perry
Bradford	Gist	Lee (Barbour)	Ramey
Brannan	Goodwyn	Lee (Lawrence)	Reynolds
Branyon	Gregory	Locke (Choctaw)	Richardson
Brassell	Grouby	Locke (Perry)	Rodgers
Broadfoot	Hall	Love	Simon
Brooks	Haltom	McClendon (Chambers)	Solomon
Brown (Lamar)	Hare	McKay	Speaks
Brown (Lee)	Harvey	McLendon (Bullock)	Steagall
Burkhalter	Hawkins	McNider	Stembridge
Cox	Hodges	Martin	Stokes
Davis	Holliman	Mathews	Taylor
Dawkins	Huddleston	Mathison	Thomas
deGraffenried	Hunt	Merrill	Vacca
Dement	Jenkins	Money	Ward

—84

And the bill:

H. 403. Relating to Limestone County: To fix a minimum salary for school bus drivers employed by the county board of education or the city board of education of any city within the county.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Murphy
Adams (Jefferson)	Dickson	Johnson (Tallapoosa)	Nice
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Nolen
Albea	Faulk	Kilough	Oakley
Ashworth	Ferrell	Kirkham	Oden
Bassett	Franklin	Lackey	Payne
Boyd	Gilmer	Law	Perry
Bradford	Gist	Lee (Barbour)	Ramey
Brannan	Goodwyn	Lee (Lawrence)	Reynolds
Branyon	Gregory	Locke (Choctaw)	Richardson
Brassell	Grouby	Locke (Perry)	Rodgers
Broadfoot	Hall	Love	Simon
Brooks	Haltom	McClendon (Chambers)	Solomon
Brown (Lamar)	Hare	McKay	Speaks
Brown (Lee)	Harvey	McLendon (Bullock)	Steagall
Burkhalter	Hawkins	McNider	Stembridge
Cox	Hodges	Martin	Stokes
Davis	Holliman	Mathews	Taylor
Dawkins	Huddleston	Mathison	Thomas
deGraffenried	Hunt	Merrill	Vacca
Dement	Jenkins	Money	Ward

—84

And the bill:

H. 404. To designate the bridge which crosses the Elk River at Elk River Mills, in Limestone County, as "The Grisham Bridge," and to authorize and require the governing body of Limestone County to place certain plaques or markers thereon.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Burkhalter	Gregory	Kendall
Adams (Jefferson)	Cox	Grouby	Killough
Adams (Tallapoosa)	Davis	Hall	Kirkham
Albea	Dawkins	Haltom	Lackey
Ashworth	deGraffenried	Hare	Law
Bassett	Dement	Harvey	Lee (Barbour)
Boyd	DeSear	Hawkins	Lee (Lawrence)
Bradford	Dickson	Hodges	Locke (Choctaw)
Brannan	Edwards (Jefferson)	Holliman	Locke (Perry)
Branyon	Faulk	Huddleston	Love
Brassell	Ferrell	Hunt	McClendon (Chambers)
Broadfoot	Franklin	Jenkins	McKay
Brooks	Gilmer	Johnson (Elmore)	McLendon (Bullock)
Brown (Lamar)	Gist	Johnson (Tallapoosa)	McNider
Brown (Lee)	Goodwyn	Kelly	Martin

Mathews	Oakley	Richardson	Stembridge
Mathison	Oden	Rodgers	Stokes
Merrill	Payne	Simon	Taylor
Money	Perry	Solomon	Thomas
Murphy	Ramey	Speaks	Vacca
Nice	Reynolds	Steagall	Ward
Nolen			

—85

And the bill:

H. 405. To provide for the holding of workshops for the science teachers in the public schools within Limestone County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Murphy
Adams (Jefferson)	Dickson	Johnson (Tallapoosa)	Nice
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Nolen
Albea	Faulk	Killough	Oakley
Ashworth	Ferrell	Kirkham	Oden
Bassett	Franklin	Lackey	Payne
Boyd	Gilmer	Law	Perry
Bradford	Gist	Lee (Barbour)	Ramey
Brannan	Goodwyn	Lee (Lawrence)	Reynolds
Branyon	Gregory	Locke (Choctaw)	Richardson
Brassell	Grouby	Locke (Perry)	Rodgers
Broadfoot	Hall	Love	Simon
Brooks	Haltom	McClendon (Chambers)	Solomon
Brown (Lamar)	Hare	McKay	Speaks
Brown (Lee)	Harvey	McLendon (Bullock)	Steagall
Burkhalter	Hawkins	McNider	Stembridge
Cox	Hodges	Martin	Stokes
Davis	Holliman	Mathews	Taylor
Dawkins	Huddleston	Mathison	Thomas
deGraffenried	Hunt	Merrill	Vacca
Dement	Jenkins	Money	Ward

—84

And the bill:

H. 407. Relating to Marengo County: To amend Section 3 Act No. 198 S. 436 approved July 8, 1949 (Acts of Alabama, Regular Session, 1949, page 229), entitled "An Act to prescribe new, extra and additional duties of the County Supt. of Education of Marengo County, Alabama, to provide additional compensation for the performance of such new, extra and additional duties."

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 95; Nays 0.

Yeas:

Mr. Speaker	Boyd	Broadfoot	Cornett
Adams (Jefferson)	Bradford	Brooks	Cox
Adams (Tallapoosa)	Brannan	Brown (Lamar)	Davis
Albea	Branyon	Brown (Lee)	Dawkins
Ashworth	Brassell	Burkhalter	deGraffenried
Bassett	Brewer	Callahan	Dement

DeSear	Harvey	Locke (Perry)	Pirkle
Dickson	Hawkins	Love	Ramey
Edwards (Jefferson)	Hodges	McClendon (Chambers)	Reynolds
Faulk	Holliman	McKay	Richardson
Ferrell	Huddleston	McLendon (Bullock)	Rodgers
Franklin	Hunt	McNider	Simon
Gilchrist	Jenkins	Martin	Solomon
Gilmer	Johnson (Elmore)	Mathews	Speaks
Gist	Johnson (Tallapoosa)	Mathison	Steagall
Goodwyn	Kelly	Merrill	Stembridge
Gregory	Kendall	Money	Stokes
Grouby	Killough	Murphy	Summerlin
Hain	Kirkham	Nettles	Taylor
Hall	Lackey	Nolen	Thomas
Haltom	Law	Oakley	Tyson
Hardy	Lee (Barbour)	Oden	Vacca
Hare	Lee (Lawrence)	Payne	Ward
Harrison	Locke (Choctaw)	Perry	

—95

And the bill:

H. 424. For the relief of Mrs. Vera D. Moore of Perry County; authorizing the court of county commissioners, board of revenue, or like governing body of Perry County to compensate the said Mrs. Moore for property damages incurred under such circumstances that said county is morally and justly obligated to pay the same.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 95; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Nettles
Adams (Jefferson)	Dickson	Johnson (Elmore)	Nolen
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Oakley
Albea	Faulk	Kelly	Oden
Ashworth	Ferrell	Kendall	Payne
Bassett	Franklin	Killough	Perry
Boyd	Gilchrist	Kirkham	Pirkle
Bradford	Gilmer	Lackey	Ramey
Brannan	Gist	Law	Reynolds
Branyon	Goodwyn	Lee (Barbour)	Richardson
Brassell	Gregory	Lee (Lawrence)	Rodgers
Brewer	Grouby	Locke (Choctaw)	Simon
Broadfoot	Hain	Locke (Perry)	Solomon
Brooks	Hall	Love	Speaks
Brown (Lamar)	Haltom	McClendon (Chambers)	Steagall
Brown (Lee)	Hardy	McKay	Stembridge
Burkhalter	Hare	McLendon (Bullock)	Stokes
Callahan	Harrison	McNider	Summerlin
Cornett	Harvey	Martin	Taylor
Cox	Hawkins	Mathews	Thomas
Davis	Hodges	Mathison	Tyson
Dawkins	Holliman	Merrill	Vacca
deGraffenried	Huddleston	Money	Ward
Dement	Hunt	Murphy	

—95

And the bill:

H. 425. For the relief of Samuel S. Lee of Talladega County; authorizing the court of county commissioners, board of revenue or like governing body of Talladega County to make an appropriation from the

county treasury to compensate Samuel S. Lee for certain damages incurred.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 95; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Nettles
Adams (Jefferson)	Dickson	Johnson (Elmore)	Nolen
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Oakley
Albea	Faulk	Kelly	Oden
Ashworth	Ferrell	Kendall	Payne
Bassett	Franklin	Killough	Perry
Boyd	Gilchrist	Kirkham	Pirkle
Bradford	Gilmer	Lackey	Ramey
Brannan	Gist	Law	Reynolds
Branyon	Goodwyn	Lee (Barbour)	Richardson
Brassell	Gregory	Lee (Lawrence)	Rodgers
Brewer	Grouby	Locke (Choctaw)	Simon
Broadfoot	Hain	Locke (Perry)	Solomon
Brooks	Hall	Love	Speaks
Brown (Lamar)	Haltom	McClendon (Chambers)	Steagall
Brown (Lee)	Hardy	McKay	Stembridge
Burkhalter	Hare	McLendon (Bullock)	Stokes
Callahan	Harrison	McNider	Summerlin
Cornett	Harvey	Martin	Taylor
Cox	Hawkins	Mathews	Thomas
Davis	Hodges	Mathison	Tyson
Dawkins	Holliman	Merrill	Vacca
deGraffenried	Huddleston	Money	Ward
Dement	Hunt	Murphy	

—95

And the bill:

H. 427. To change the basis of compensating the coroner of Tallapoosa County, placing such officer on a salary to be paid out of the general fund of the county.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 95; Nays 0.

Yeas:

Mr. Speaker	Callahan	Gregory	Kelly
Adams (Jefferson)	Cornett	Grouby	Kendall
Adams (Tallapoosa)	Cox	Hain	Killough
Albea	Davis	Hall	Kirkham
Ashworth	Dawkins	Haltom	Lackey
Bassett	deGraffenried	Hardy	Law
Boyd	Dement	Hare	Lee (Barbour)
Bradford	DeSear	Harrison	Lee (Lawrence)
Brannan	Dickson	Harvey	Locke (Choctaw)
Branyon	Edwards (Jefferson)	Hawkins	Locke (Perry)
Brassell	Faulk	Hodges	Love
Brewer	Ferrell	Holliman	McClendon (Chambers)
Broadfoot	Franklin	Huddleston	McKay
Brooks	Gilchrist	Hunt	McLendon (Bullock)
Brown (Lamar)	Gilmer	Jenkins	McNider
Brown (Lee)	Gist	Johnson (Elmore)	Martin
Burkhalter	Goodwyn	Johnson (Tallapoosa)	Mathews

Mathison	Oden	Rodgers	Summerlin
Merrill	Payne	Simon	Taylor
Money	Perry	Solomon	Thomas
Murphy	Pirkle	Speaks	Tyson
Nettles	Ramey	Steagall	Vacca
Nolen	Reynolds	Stembridge	Ward
Oakley	Richardson	Stokes	

—95

And the bill:

H. 428. Relating to Tallapoosa County; prescribing the salary of the county treasurer of Tallapoosa County, and providing for the manner of payment thereof.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 95; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Nettles
Adams (Jefferson)	Dickson	Johnson (Elmore)	Nolen
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Oakley
Albea	Faulk	Kelly	Oden
Ashworth	Ferrell	Kendall	Payne
Bassett	Franklin	Killough	Perry
Boyd	Gilchrist	Kirkham	Pirkle
Bradford	Gilmer	Lackey	Ramey
Brannan	Gist	Law	Reynolds
Branyon	Goodwyn	Lee (Barbour)	Richardson
Brassell	Gregory	Lee (Lawrence)	Rodgers
Brewer	Grouby	Locke (Choctaw)	Simon
Broadfoot	Hain	Locke (Perry)	Solomon
Brooks	Hall	Love	Speaks
Brown (Lamar)	Haltom	McClendon (Chambers)	Steagall
Brown (Lee)	Hardy	McKay	Stembridge
Burkhalter	Hare	McLendon (Bullock)	Stokes
Callahan	Harrison	McNider	Summerlin
Cornett	Harvey	Martin	Taylor
Cox	Hawkins	Mathews	Thomas
Davis	Hodges	Mathison	Tyson
Dawkins	Holliman	Merrill	Vacca
deGraffenried	Huddleston	Money	Ward
Dement	Hunt	Murphy	

—95

And the bill:

H. 429. To amend Act No. 337, H. B. 480, approved September 20, 1923 (Local Acts of 1923, pp. 229-231) entitled, "An Act To enlarge and extend the jurisdiction of the Circuit Court of Tallapoosa County, Alabama, at Alexander City, in said County, and to provide for the holding of regular terms of said Court," as amended.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 95; Nays 0.

Yeas:

Mr. Speaker	Rassett	Brassell	Brown (Lee)
Adams (Jefferson)	Boyd	Brewer	Burkhalter
Adams (Tallapoosa)	Bradford	Broadfoot	Callahan
Albea	Brannan	Brooks	Cornett
Ashworth	Branyon	Brown (Lamar)	Cox



Davis	Hardy	Lee (Lawrence)	Perry
Dawkins	Hare	Locke (Choctaw)	Pirkle
deGraffenried	Harrison	Locke (Perry)	Ramey
Dement	Harvey	Love	Reynolds
DeSear	Hawkins	McClendon (Chambers)	Richardson
Dickson	Hodges	McKay	Rodgers
Edwards (Jefferson)	Holliman	McLendon (Bullock)	Simon
Faulk	Huddleston	McNider	Solomon
Ferrell	Hunt	Martin	Speaks
Franklin	Jenkins	Mathews	Steagall
Gilchrist	Johnson (Elmore)	Mathison	Stembridge
Gilmer	Johnson (Tallapoosa)	Merrill	Stokes
Gist	Kelly	Money	Summerlin
Goodwyn	Kendall	Murphy	Taylor
Gregory	Killough	Nettles	Thomas
Grouby	Kirkham	Nolen	Tyson
Hain	Lackey	Oakley	Vacca
Hall	Law	Oden	Ward
Haltom	Lee (Barbour)	Payne	

—95

And the bill:

H. 432. To amend further Section 257 of Title 13, Code of Alabama (1940), which fixes the compensation of deputy solicitors in certain counties, by providing for the compensation of the deputy solicitor of Winston County.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Elmore)	Nettles
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Tallapoosa)	Nolen
Albea	Faulk	Kelly	Oakley
Ashworth	Ferrell	Kendall	Oden
Bassett	Franklin	Killough	Payne
Boyd	Gilchrist	Kirkham	Perry
Bradford	Gilmer	Lackey	Pirkle
Brannan	Gist	Law	Ramey
Branyon	Gregory	Lee (Barbour)	Reynolds
Brassell	Grouby	Lee (Lawrence)	Richardson
Brewer	Hain	Locke (Choctaw)	Rodgers
Broadfoot	Hall	Locke (Perry)	Simon
Brooks	Haltom	Love	Solomon
Brown (Lamar)	Hardy	McClendon (Chambers)	Speaks
Brown (Lee)	Hare	McKay	Steagall
Burkhalter	Harrison	McLendon (Bullock)	Stembridge
Cornett	Harvey	McNider	Stokes
Cox	Hawkins	Martin	Summerlin
Davis	Hodges	Mathews	Taylor
Dawkins	Holliman	Mathison	Thomas
deGraffenried	Huddleston	Merrill	Vacca
Dement	Hunt	Money	Ward
DeSear	Jenkins	Murphy	

—91

And the bill:

H. 250. To provide further for the salary and compensation of the superintendent of education of Winston County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 61; Nays 1.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kendall	Murphy
Adams (Jefferson)	Franklin	Killough	Nettles
Ashworth	Gilchrist	Kirkham	Nolen
Bradford	Gist	Lackey	Payne
Brannan	Goodwyn	Lee (Lawrence)	Perry
Brassell	Grouby	Locke (Choctaw)	Pirkle
Brewer	Hall	Locke (Perry)	Shumate
Broadfoot	Harvey	Love	Simon
Brown (Lee)	Hawkins	McClendon (Chambers)	Speaks
Callahan	Hodges	McKay	Steagall
Cornett	Holliman	McLendon (Bullock)	Stembridge
Cox	Huddleston	McNider	Summerlin
Dawkins	Jenkins	Mathison	Taylor
deGraffenried	Johnson (Elmore)	Merrill	Vacca
DeSear	Kelly	Money	Ward
Dickson			

—61

Nay: Mr. Gregory

—1

#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Joint Resolutions to-wit:

H. J. R. 16. Relative to naming the new men's dormitory at Alabama College in honor of Dean Thomas Hewell Napier.

Also:

H. J. R. 18. Relative to the death of Mrs. Jane Strickler Denny, and extending sympathy to the members of her family.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

#### SIGNING OF HOUSE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolutions the titles to which are set out in the above and foregoing report of the Standing Committee on Rules.

#### CONSIDERATION POSTPONED

On motion of Mr. Dawkins, further consideration of the bill, H. 134, was postponed until the next legislative day; and the bill was ordered to remain on the Calendar as Unfinished Business.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Franklin	Kelly	Nolen
Adams (Tallapoosa)	Gilmer	Kendall	Oakley
Ashworth	Gist	Killough	Oden
Bradford	Goodwyn	Kirkham	Payne
Brannan	Gregory	Lackey	Perry
Branyon	Grouby	Law	Pirkle
Brassell	Hain	Lee (Barbour)	Ramey
Brewer	Hall	Lee (Lawrence)	Reynolds
Broadfoot	Haltom	Locke (Choctaw)	Richardson
Brown (Lamar)	Hanby	Locke (Perry)	Rodgers
Brown (Lee)	Hardy	Love	Selman
Cornett	Harrison	McClendon (Chambers)	Shumate
Cox	Harvey	McKay	Simon
Dawkins	Hawkins	McLendon (Bullock)	Speaks
deGraffenried	Hodges	McNider	Steagall
Dement	Holliman	Martin	Stembridge
DeSear	Huddleston	Mathison	Taylor
Dickson	Hunt	Merrill	Thomas
Edwards (Jefferson)	Jenkins	Money	Vacca
Faulk	Johnson (Elmore)	Murphy	Ward
Ferrell	Johnson (Tallapoosa)	Nettles	

—83

#### RESOLUTION

The following resolution was introduced:

#### JOINT RESOLUTION ON THE DEATH OF J. V. TARWATER OF FAYETTE

By Messrs. Branyon, deGraffenried and Brown (Lamar):

H. J. R. 26. Resolved by the House of Representatives, the Senate concurring, that in behalf of the entire membership of the two houses of the Legislature of Alabama this resolution is adopted in tribute to the memory of the late J. V. Tarwater of Fayette, whose death is genuinely mourned. His was a sterling character. Its genuineness was reflected in his gentlemanly demeanor and conduct at all times, his high-minded sense of duty, his kindness and understanding.

Resolved further, that a copy of this resolution be sent by the Clerk of the House to Mrs. J. V. Tarwater of Fayette, to Dr. J. V. Tarwater of Tuscaloosa, to Mr. and Mrs. J. P. Crutchen of Fayette, and to Mr. and Mrs. A. K. Callahan of Tuscaloosa.

On motion of Mr. Branyon the rules were suspended and H. J. R. 26 was adopted.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Brown (Lamar)	Franklin	Hardy
Adams (Jefferson)	Brown (Lee)	Gilchrist	Harrison
Adams (Tallapoosa)	Burkhalter	Gilmer	Hawkins
Albea	Cornett	Gist	Hodges
Ashworth	Cox	Goodwyn	Holliman
Bradford	Dawkins	Gregory	Huddleston
Brannan	deGraffenried	Grouby	Hunt
Branyon	DeSear	Hain	Jenkins
Brassell	Edwards (Jefferson)	Hall	Johnson (Elmore)
Brewer	Faulk	Haltom	Johnson (Tallapoosa)
Broadfoot	Ferrell	Hanby	Kelly

Kendall	McClendon (Bullock)	Oakley	Speaks
Killough	McNider	Payne	Steagall
Kirkham	Martin	Perry	Stembridge
Lackey	Mathison	Pirkle	Summerlin
Law	Merrill	Pruitt	Taylor
Lee (Barbour)	Money	Ramey	Thomas
Locke (Choctaw)	Murphy	Richardson	Tyson
Locke (Perry)	Nettles	Selman	Vacca
McClendon (Chambers)	Nice	Shumate	Ward
McKay	Nolen	Simon	

—83

## BILLS ON THIRD READING RESUMED

H. 143. To amend Section 29 of Title 13 of the Code of 1940 as amended

As amended, was again taken up.

On motion of Mr. Goodwyn, the amendment offered by Mr. Nettles to the bill, H. 143, as amended, and set out in the Journal of the House on the seventh legislative day, was indefinitely postponed.

Yeas 52; Nays 36.

## Yeas:

Mr. Speaker	deGraffenried	Hodges	Nice
Adams (Jefferson)	Dement	Huddleston	Nolen
Albea	Edwards (Jefferson)	Kaul	Perry
Boyd	Faulk	Kendall	Pruitt
Brannan	Ferrell	Lackey	Rodgers
Brassell	Gilchrist	Law	Selman
Brewer	Hain	Lee (Barbour)	Simon
Broadfoot	Hall	Lee (Lawrence)	Steagall
Brooks	Haltom	McKay	Stembridge
Brown (Lee)	Hanby	Martin	Stokes
Burkhalter	Hare	Mathews	Thomas
Cornett	Harrison	Merrill	Tyson
Davis	Hawkins	Murphy	Vacca

—52

## Nays:

Messrs.:	Gist	Killough	Nettles
Ashworth	Goodwyn	Kirkham	Oakley
Bradford	Grouby	Locke (Choctaw)	Payne
Brown (Lamar)	Hardy	Locke (Perry)	Pirkle
Callahan	Holliman	Love	Ramey
Dawkins	Hunt	McClendon (Chambers)	Richardson
DeSear	Jenkins	McLendon (Bullock)	Speaks
Dickson	Johnson (Elmore)	McNider	Summerlin
Franklin	Johnson (Tallapoosa)	Money	Ward
Gilmer			

—36

Mr. Goodwyn offered the following amendment to the bill, H. 143, as amended:

Amendment to House Bill 143, as amended:

Amend House Bill 143 by striking the words and figures "seventeen thousand five hundred dollars (\$17,500)" where the same appear in said bill and substitute in lieu thereof the words and figures "Sixteen thousand dollars (\$16,000)."

On motion of Mr. Brannan the amendment offered by Mr. Goodwyn was laid upon the table.

Yeas 47; Nays 40.

*Yeas:*

Messrs.:	Franklin	Kaul	McNider
Adams (Tallapoosa)	Gilmer	Kelly	Nettles
Ashworth	Gist	Killough	Oakley
Boyd	Grouby	Kirkham	Payne
Bradford	Hardy	Law	Pirkle
Brannan	Harvey	Lee (Barbour)	Richardson
Brown (Lamar)	Hodges	Locke (Choctaw)	Rodgers
Cox	Holliman	Locke (Perry)	Shumate
Davis	Hunt	Love	Speaks
Dawkins	Jenkins	McClendon (Chambers)	Summerlin
DeSear	Johnson (Elmore)	McKay	Taylor
Ferrell	Johnson (Tallapoosa)	McLendon (Bullock)	Thomas

—47

*Nays:*

Mr. Speaker	Dickson	Hawkins	Perry
Albea	Edwards (Jefferson)	Huddleston	Pruitt
Brassell	Gilchrist	Lackey	Selman
Brewer	Goodwyn	Lee (Lawrence)	Simon
Broadfoot	Hain	Mathews	Steagall
Brooks	Hall	Merrill	Stembridge
Brown (Lee)	Haltom	Money	Stokes
Cornett	Hanby	Murphy	Tyson
deGraffenried	Hare	Nice	Vacca
Dement	Harrison	Nolen	Ward

—40

Messrs. Brannan and Summerlin offered the following amendment to the bill, H. 143, as amended:

Amendment to House Bill 143, as amended:

Delete the words and figures Seventeen Thousand Five Hundred Dollars \$17,500) where they appear therein, and substitute the words and figures Fifteen Thousand Dollars (\$15,000).

The motion of Mr. Nettles to lay on the table the amendment offered by Messrs. Brannan and Summerlin was lost.

Yeas 32, Nays 57.

*Yeas:*

Messrs.:	Grouby	Kirkham	Oakley
Ashworth	Hain	Law	Payne
Boyd	Harvey	Lee (Barbour)	Pirkle
Bradford	Holliman	Locke (Choctaw)	Ramey
Callahan	Hunt	Love	Shumate
Cox	Jenkins	McClendon (Chambers)	Speaks
Davis	Johnson (Elmore)	McLendon (Bullock)	Summerlin
Dawkins	Johnson (Tallapoosa)	Nettles	Taylor
Gist			

—32

*Nays:*

Mr. Speaker	Brannan	Brown (Lee)	Dickson
Adams (Jefferson)	Brassell	Cornett	Edwards (Jefferson)
Adams (Tallapoosa)	Brewer	deGraffenried	Faulk
Albea	Broadfoot	Dement	Ferrell
Bassett	Brooks	DeSear	Franklin

Gilchrist	Hodges	Merrill	Selman
Gilmer	Huddleston	Money	Simon
Goodwyn	<b>Kendall</b>	Murphy	Steagall
Hall	Lackey	Nice	Stembridge
Haltom	Locke (Perry)	Nolen	Stokes
Hanby	McKay	Oden	Thomas
Hardy	McNider	Perry	Tyson
Hare	Martin	Pruitt	Vacca
Harrison	<b>Mathews</b>	Richardson	Ward
Hawkins			

—57

And the question was upon the adoption of the amendment offered by Messrs. Brannan and Summerlin to the bill, H. 143, as amended, and said amendment was adopted.

Yeas 72; Nays 16.

Yeas:

Mr. Speaker	Dement	Hodges	Murphy
Adams (Jefferson)	Dickson	Huddleston	Nice
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Nolen
Albea	Faulk	Kaul	Perry
Bassett	Ferrell	Kendall	Pruitt
Bradford	Franklin	Killough	Richardson
Brannan	Gilchrist	Lackey	Selman
Brassell	Gilmer	Law	Simon
Brewer	Gist	Lee (Barbour)	Speaks
Broadfoot	Goodwyn	Lee (Lawrence)	Steagall
Brooks	Hain	Locke (Choctaw)	Stembridge
Brown (Lee)	Hall	Locke (Perry)	Stokes
Burkhalter	Haltom	McLendon (Bullock)	Summerlin
Callahan	Hanby	McNider	Taylor
Cornett	Hardy	Martin	Thomas
Davis	Hare	Mathews	Tyson
Dawkins	Harrison	Merrill	Vacca
deGraffenried	Hawkins	Money	Ward

—72

Nays:

Messrs.:	Harvey	Kirkham	Oakley
Ashworth	Holliman	Love	Payne
Boyd	Hunt	McKay	Pirkle
DeSear	Jenkins	Nettles	Rodgers
Grouby			

—16

And said bill, H. 143, as amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 62; Nays 28.

Yeas:

Mr. Speaker	Brown (Lee)	Franklin	Hawkins
Adams (Jefferson)	Burkhalter	Gilchrist	Hodges
Adams (Tallapoosa)	Cornett	Gilmer	Huddleston
Albea	Davis	Goodwyn	Lackey
Bassett	Dawkins	Hain	Law
Boyd	deGraffenried	Hall	Lee (Barbour)
Brannan	Dement	Haltom	Lee (Lawrence)
Brassell	Dickson	Hanby	McKay
Brewer	Edwards (Jefferson)	Hardy	McNider
Broadfoot	Faulk	Hare	Martin
Brooks	Ferrell	Harrison	Mathews

Merrill	Perry	Speaks	Thomas
Money	Pruitt	Steagall	Tyson
Murphy	Richardson	Stembridge	Vacca
Nice	Selman	Stokes	Ward
Nolen	Simon		

—62

*Nays:*

Messrs.:	<b>Harvey</b>	Killough	Nettles
Ashworth	Holliman	Kirkham	Oakley
Bradford	Hunt	Locke (Choctaw)	Payne
Brown (Lamar)	Jenkins	Locke (Perry)	Rodgers
Callahan	Johnson (Elmore)	Love	Shumate
DeSear	Johnson (Tallapoosa)	McClendon (Chambers)	Summerlin
Gist	Kaul	McLendon (Bullock)	Taylor
Grouby			

—28

And the bill:

H. 144. To amend Section 103 of Title 13 of the Code of 1940 as amended

Was taken up.

Mr. Goodwyn offered the following amendment to the bill, H. 144:

Amendment to H. B. 144:

Amend H. B. 144 by striking therefrom Section 2 and inserting in lieu thereof the following:

Section 2. This Act shall become effective on October 1, 1959.

And the amendment was adopted.

Yeas 86; Nays 3.

*Yeas:*

Mr. Speaker	Dickson	Jenkins	Murphy
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Nice
Albea	Faulk	Johnson (Tallapoosa)	Nolen
Ashworth	Ferrell	Kaul	Oakley
Bassett	Franklin	Kendall	Payne
Boyd	Gilchrist	Killough	Perry
Bradford	Gilmer	Lackey	Pruitt
Brannan	Gist	Law	Richardson
Brassell	Goodwyn	Lee (Barbour)	Rodgers
Brewer	Grouby	Lee (Lawrence)	Selman
Broadfoot	Hain	Locke (Choctaw)	Simon
Brooks	Hall	Locke (Perry)	Speaks
Brown (Lamar)	Haltom	Love	Steagall
Brown (Lee)	Hanby	McClendon (Chambers)	Stembridge
Burkhalter	Hardy	McKay	Stokes
Cornett	Hare	McLendon (Bullock)	Summerlin
Cox	Harrison	McNider	Taylor
Davis	Harvey	Martin	Thomas
Dawkins	Hawkins	Mathews	Tyson
deGraffenried	Hodges	Merrill	Vacca
Dement	Huddleston	Money	Ward
DeSear	Hunt		

—86

*Nays:* Messrs. Holliman, Kirkham and Nettles.

—3

Mr. Goodwyn offered the following amendment to the bill, H. 144, as amended:

Amendment to House Bill 144, as amended:

Amend House Bill 144 by striking the words and figures "seventeen thousand dollars (\$17,000)" and substitute in lieu thereof the words and figures "Fourteen thousand, five Hundred Dollars (\$14,500)"

The motion of Mr. Summerlin to lay on the table the amendment offered by Mr. Goodwyn was lost.

Yeas 33; Nays 57.

Yeas:

Messrs.:	Gist	Kirkham	Payne
Ashworth	Grouby	Locke (Choctaw)	Pirkle
Boyd	Harvey	Locke (Perry)	Rodgers
Bradford	Hodges	Love	Shumate
Brown (Lamar)	Hunt	McClendon (Chambers)	Speaks
Callahan	Jenkins	McLendon (Bullock)	Stembridge
Cox	Johnson (Elmore)	Nettles	Summerlin
Davis	Johnson (Tallapoosa)	Oakley	Taylor
DeSear	Killough		

—33

Nays:

Mr. Speaker	Edwards (Jefferson)	Holliman	Nice
Adams (Jefferson)	Faulk	Huddleston	Nolen
Adams (Tallapoosa)	Ferrell	Kendall	Perry
Albea	Franklin	Lackey	Pruitt
Brannan	Gilchrist	Law	Ramey
Brassell	Goodwyn	Lee (Barbour)	Richardson
Brewer	Hain	Lee (Lawrence)	Selman
Broadfoot	Hall	McKay	Simon
Brooks	Haltom	McNider	Steagall
Brown (Lee)	Hanby	Martin	Stokes
Burkhalter	Hardy	Mathews	Thomas
Cornett	Hare	Merrill	Tyson
deGraffenried	Harrison	Money	Vacca
Dement	Hawkins	Murphy	Ward
Dickson			

—57

And the question was upon the adoption of the amendment offered by Mr. Goodwyn to the bill, H. 144, as amended, and said amendment was adopted.

Yeas 73; Nays 14.

Yeas:

Mr. Speaker	DeSear	Hodges	Money
Adams (Jefferson)	Dickson	Huddleston	Murphy
Adams (Tallapoosa)	Edwards (Jefferson)	Jenkins	Nice
Albea	Faulk	Johnson (Elmore)	Nolen
Bassett	Ferrell	Johnson (Tallapoosa)	Perry
Boyd	Franklin	Kaul	Pruitt
Brannan	Gilchrist	Kendall	Richardson
Brassell	Gilmer	Killough	Selman
Brewer	Goodwyn	Lackey	Simon
Broadfoot	Grouby	Law	Speaks
Brooks	Hain	Lee (Barbour)	Steagall
Brown (Lee)	Hall	Lee (Lawrence)	Stembridge
Burkhalter	Haltom	Locke (Choctaw)	Stokes
Callahan	Hanby	Locke (Perry)	Taylor
Cornett	Hardy	McNider	Thomas
Davis	Hare	Martin	Tyson
Dawkins	Harrison	Mathews	Vacca
deGraffenried	Hawkins	Merrill	Ward
Dement			

—73



*Nays:*

Messrs.:	Harvey	McLendon (Bullock)	Rodgers
Ashworth	Hunt	Nettles	Shumate
Bradford	Kirkham	Oakley	Summerlin
Gist	McKay	Payne	—14

And said bill, H. 144, as amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 63; Nays 28.

*Yeas:*

Mr. Speaker	deGraffenried	Harrison	Nice
Adams (Jefferson)	Dement	Hawkins	Boien
Adams (Tallapoosa)	Dickson	Hodges	Perry
Albea	Edwards (Jefferson)	Huddleston	Pruitt
Bassett	Faulk	Kendall	Richardson
Boyd	Ferrell	Lackey	Selman
Brannan	Franklin	Law	Simon
Brassell	Gilchrist	Lee (Barbour)	Speaks
Brewer	Gilmer	Lee (Lawrence)	Steagall
Broadfoot	Goodwyn	McKay	Stembridge
Brooks	Hain	McNider	Stokes
Brown (Lee)	Hall	Martin	Thomas
Burkhalter	Haltom	Mathews	Tyson
Cornett	Hanby	Merrill	Vacca
Davis	Hardy	Money	Ward
Dawkins	Hare	Murphy	—63

*Nays:*

Messrs.:	Harvey	Killough	Nettles
Ashworth	Holliman	Kirkham	Oakley
Bradford	Hunt	Locke (Choctaw)	Payne
Brown (Lamar)	Jenkins	Locke (Perry)	Rodgers
Callahan	Johnson (Elmore)	Love	Shumate
DeSear	Johnson (Tallapoosa)	McClendon (Chambers)	Summerlin
Gist	Kaul	McLendon (Bullock)	Taylor
Grouby			—28

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Money to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 212, was lost.

Yeas 50; Nays 28.

*Yeas:*

Mr. Speaker	Gilchrist	Kelly	Nolen
Adams (Jefferson)	Gist	Killough	Perry
Adams (Tallapoosa)	Gregory	Kirkham	Pruitt
Ashworth	Hain	Lee (Barbour)	Selman
Bassett	Hall	Lee (Lawrence)	Speaks
Boyd	Haltom	McKay	Steagall
Brassell	Hanby	Martin	Stembridge
Brewer	Hare	Mathews	Stokes
Broadfoot	Harrison	Merrill	Taylor
Callahan	Hodges	Money	Thomas
Cornett	Holliman	Murphy	Tyson
Dement	Huddleston	Nice	Vacca
Faulk	Kaul		—50

*Nays:*

Messrs.:	Franklin	Johnson (Tallapoosa)	Payne
Albea	Grouby	Locke (Choctaw)	Pirkle
Bradford	Hardy	Locke (Perry)	Ramey
Brown (Lamar)	Harvey	Love	Richardson
Davis	Hunt	McLendon (Bullock)	Shumate
deGraffenried	Jenkins	McNider	Summerlin
DeSear	Johnson (Elmore)	Nettles	Ward
Dickson			

—28

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Steagall to suspend rules in order to take up for immediate consideration the third reading of the bill, S. 52, in place of the bill, H. 208, was adopted.

Yeas 86; Nays 1.

*Yeas:*

Mr. Speaker	Edwards (Jefferson)	Johnson (Elmore)	Murphy
Adams (Jefferson)	Faulk	Johnson (Tallapoosa)	Nice
Adams (Tallapoosa)	Ferrell	Kelly	Nolen
Albea	Franklin	Kendall	Oakley
Ashworth	Gilchrist	Killough	Oden
Bassett	Gilmer	Kirkham	Payne
Boyd	Gist	Lackey	Perry
Brassell	Goodwyn	Law	Pruitt
Brewer	Gregory	Lee (Barbour)	Ramey
Broadfoot	Grouby	Lee (Lawrence)	Rodgers
Brooks	Hain	Locke (Choctaw)	Selman
Brown (Lamar)	Hall	Locke (Perry)	Simon
Brown (Lee)	Haltom	Love	Solomon
Burkhalter	Hanby	McClendon (Chambers)	Speaks
Callahan	Hardy	McKay	Steagall
Cornett	Hare	McLendon (Bullock)	Stembridge
Cox	Harrison	McNider	Summerlin
Davis	Harvey	Martin	Thomas
deGraffenried	Hodges	Mathison	Tyson
Dement	Huddleston	Merrill	Vacca
DeSear	Hunt	Money	Ward
Dickson	Jenkins		

—86

*Nay:* Mr. Richardson

—1

And the bill:

S. 52. To amend Title 34, Section 74, Code of Alabama, 1940, which relates to contracts between husband and wife, by deleting therefrom the provision prohibiting a wife from becoming the surety for the husband.

Was taken up.

Mr. Adams (Jefferson) offered the following amendment to the bill, S. 52:

Amend Senate Bill 52:

That Section one be amended by adding at the end thereof the following:

"and must be in writing and signed by the parties thereto".

On motion of Mr. Steagall the amendment offered by Mr. Adams (Jefferson) was laid upon the table.

Yeas 56; Nays 29.

Yeas:

Mr. Speaker	Ferrell	Harrison	Money
Bassett	Franklin	Harvey	Nolen
Boyd	Gilchrist	Hawkins	Oakley
Brassell	Gilmer	Hodges	Oden
Brewer	Gist	Huddleston	Payne
Broadfoot	Goodwyn	Johnson (Elmore)	Pruitt
Brooks	Gregory	Law	Solomon
Brown (Lamar)	Grouby	Lee (Barbour)	Speaks
Burkhalter	Hain	Lee (Lawrence)	Steagall
Callahan	Hall	McLendon (Bullock)	Stembridge
Cornett	Haltom	McNider	Stokes
Dawkins	Hanby	Mathews	Tyson
deGraffenried	Hardy	Mathison	Vacca
Dickson	Hare	Merrill	Ward

—56

Nays:

Messrs.:	Holliman	McClendon (Chambers)	Ramey
Adams (Jefferson)	Hunt	McKay	Richardson
Albea	Jenkins	Murphy	Rodgers
Ashworth	Johnson (Tallapoosa)	Nettles	Selman
Davis	Kaul	Nice	Shumate
Dement	Kirkham	Perry	Simon
DeSear	Lackey	Pirkle	Thomas
Edwards (Jefferson)	Locke (Perry)		

—29

The motion of Mr. Steagall to lay on the table the motion of Mr. Kaul to postpone further consideration of the bill, S. 52, until the next legislative day, was adopted.

Yeas 45; Nays 44.

Yeas:

Mr. Speaker	Goodwyn	Huddleston	Pruitt
Brassell	Hain	Johnson (Elmore)	Ramey
Broadfoot	Hall	Lee (Lawrence)	Rodgers
Brooks	Haltom	McKay	Selman
Cornett	Hanby	Martin	Shumate
Dawkins	Hardy	Mathews	Solomon
deGraffenried	Hare	Mathison	Speaks
Dement	Harrison	Merrill	Steagall
Dickson	Harvey	Money	Stembridge
Ferrell	Hawkins	Nolen	Stokes
Gilmer	Hodges	Payne	Ward
Gist			

—45

Nays:

Messrs.:	DeSear	Kelly	Murphy
Adams (Jefferson)	Edwards (Jefferson)	Kendall	Nettles
Albea	Faulk	Kirkham	Nice
Ashworth	Franklin	Lackey	Oakley
Bassett	Gilchrist	Law	Perry
Boyd	Grouby	Lee (Barbour)	Pirkle
Bradford	Holliman	Locke (Choctaw)	Richardson
Branyon	Hunt	Locke (Perry)	Simon
Brewer	Jenkins	McClendon (Chambers)	Summerlin
Brown (Lamar)	Johnson (Tallapoosa)	McLendon (Bullock)	Thomas
Callahan	Kaul	McNider	Tyson
Davis			

—44

And said bill, S. 52, was read a third time at length and passed.

Yeas 53; Nays 35.

*Yeas:*

Mr. Speaker	Gist	Hodges	Nolen
Brassell	Goodwyn	Huddleston	Payne
Broadfoot	Gregory	Johnson (Elmore)	Perry
Brooks	Grouby	Kendall	Pruitt
Burkhalter	Hain	Killough	Selman
Callahan	Hall	Lee (Lawrence)	Shumate
Cornett	Haltom	McKay	Solomon
Dawkins	Hanby	McNider	Speaks
deGraffenried	Hardy	Martin	Steagall
Dement	Hare	Mathews	Stembridge
Dickson	Harrison	Mathison	Stokes
Edwards (Jefferson)	Harvey	Merrill	Vacca
Ferrell	Hawkins	Money	Ward
Gilmer			

—53

*Nays:*

Messrs.:	Davis	Kelly	Nettles
Adams (Jefferson)	DeSear	Kirkham	Nice
Albea	Franklin	Lackey	Oakley
Ashworth	Gilchrist	Law	Pirkle
Bassett	Holliman	Locke (Choctaw)	Richardson
Boyd	Hunt	Locke (Perry)	Rodgers
Bradford	Jenkins	McClendon (Chambers)	Simon
Brewer	Johnson (Tallapoosa)	McLendon (Bullock)	Simmerlin
Brown (Lee)	Kaul	Murphy	Tyson

—35

And the bill:

H. 233. To provide that Radio and Television Stations or Networks shall not be liable for certain defamatory statements by persons other than the owner, licensee, operator, agent or employee thereof.

Was taken up.

On motion of Mr. Selman, further consideration of the bill, H. 233, was postponed until the next legislative day.

Yeas 84; Nays 3.

*Yeas:*

Mr. Speaker	Davis	Harrison	Locke (Choctaw)
Adams (Jefferson)	deGraffenried	Hawkins	Locke (Perry)
Albea	Dement	Hodges	Love
Ashworth	DeSear	Holliman	McClendon (Chambers)
Bassett	Dickson	Huddleston	McKay
Boyd	Edwards (Jefferson)	Hunt	McLendon (Bullock)
Bradford	Ferrell	Jenkins	McNider
Branyon	Gilchrist	Johnson (Elmore)	Martin
Brassell	Gilmer	Johnson (Tallapoosa)	Mathews
Brewer	Gist	Kaul	Merrill
Broadfoot	Goodwyn	Kendall	Money
Brooks	Gregory	Killough	Nettles
Brown (Lee)	Grouby	Kirkham	Nice
Burkhalter	Hall	Lackey	Oakley
Callahan	Haltom	Law	Payne
Cornett	Hanby	Lee (Barbour)	Perry
Cox	Hare	Lee (Lawrence)	Pirkle

Pruitt	Shumate	Stembridge	Thomas
Ramey	Solomon	Stokes	Tyson
Richardson	Speaks	Summerlin	Vacca
Selman	Steagall	Taylor	Ward

—84

Nays: Messrs. Hardy, Murphy and Nolen

—3

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration: By Mr. Boutwell:

S. J. R. 27. WHEREAS, Thursday, the 30th of May 1957, was memorable, a day for feasting, festivity, frolic and fun, a date to be long remembered by those members of the Legislature and other guests who had the great good fortune of attending the soiree and enjoying the sumptuous dinner given by the amiable and otherwise distinguished Senator from Pike, and his genial, cordial and gracious colleagues in the House; be it therefore

RESOLVED by the Senate, the House concurring, that we, individually and collectively, desire to express to Messrs. Reeves, Boyd and Bassett our grateful appreciation and hearty thanks for the delightful entertainment provided on the very pleasant occasion above mentioned.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Davis the rules were suspended and the House concurred in and adopted the S. J. R. 27 set out in the above and foregoing Message from the Senate.

Yeas 81; Nays 1.

Yeas:

Mr. Speaker	Gilchrist	Kendall	Oakley
Adams (Jefferson)	Gist	Killough	Payne
Albea	Gregory	Kirkham	Perry
Ashworth	Grouby	Lackey	Pirkle
Bradford	Hain	Law	Pruitt
Branyon	Hall	Lee (Barbour)	Ramey
Brassell	Hanby	Locke (Choctaw)	Richardson
Brewer	Hardy	Locke (Perry)	Selman
Broadfoot	Hare	Love	Shumate
Brooks	Harvey	McClendon (Chambers)	Simon
Brown (Lamar)	Hawkins	McKay	Solomon
Burkhalter	Hodges	McNider	Speaks
Callahan	Holliman	Martin	Steagall
Cox	Huddleston	Mathews	Stembridge
Dawkins	Hunt	Merrill	Stokes
deGraffenried	Jenkins	Money	Summerlin
Dement	Johnson (Elmore)	Murphy	Taylor
DeSear	Johnson (Tallapoosa)	Nettles	Thomas
Dickson	Kaul	Nice	Vacca
Edwards (Jefferson)	Kelly	Nolen	Ward
Franklin			

—81

Nay: Mr. Ferrell

—1

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Lamberth:

S. J. R. 26. BE IT RESOLVED By the Senate, the House concurring, that when the two Houses adjourn today, they adjourn to meet again Tuesday, June 11th, 1957.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Hawkins the rules were suspended and the House concurred in and adopted the S. J. R. 26 set out in the above and foregoing Message from the Senate.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Faulk	Johnson (Elmore)	Nettles
Albea	Ferrell	Johnson (Tallapoosa)	Nolen
Ashworth	Franklin	Kaul	Oakley
Bassett	Gilchrist	Kelly	Oden
Boyd	Gist	Kendall	Payne
Bradford	Goodwyn	Killough	Perry
Branyon	Gregory	Kirkham	Pirkle
Brassell	Grouby	Lackey	Pruitt
Brewer	Hain	Law	Ramey
Broadfoot	Hall	Lee (Barbour)	Richardson
Brooks	Haltom	Lee (Lawrence)	Selman
Brown (Lamar)	Hanby	Locke (Choclaw)	Shumate
Brown (Lee)	Hardy	Locke (Perry)	Simon
Callahan	Hare	Love	Solomon
Cornett	Harrison	McClendon (Chambers)	Speaks
Cox	Harvey	McKay	Steagall
Davis	Hawkins	McLendon (Bullock)	Stembridge
Dawkins	Hodges	McNider	Summerlin
deGraffenried	Holliman	Martin	Taylor
Dement	Huddleston	Merrill	Thomas
DeSear	Hunt	Money	Vacca
Dickson	Jenkins	Murphy	Ward
Edwards (Jefferson)			

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## CERTIFICATE OF CLERK

The House of Representatives:

I hereby certify that the House Bill and House Joint Resolutions hereinafter mentioned were delivered to the Executive Department on the date and hours named and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 11:15 A. M. On June 7, 1957

H. 217

H. J. R. 17

Delivered to the Governor at 12:35 P. M. On June 7, 1957

H. J. R. 16

H. J. R. 18

Oakley Melton, Jr.,  
Clerk.

## ADJOURNMENT

On motion of Mr. Faulk the House adjourned until Tuesday, June 11, 1957, at eleven o'clock A. M.

Yeas 62; Nays 25.

## Yeas:

Mr. Speaker	Dement	Holliman	Oden
Adams (Jefferson)	DeSear	Jenkins	Payne
Albea	Edwards (Jefferson)	Kaul	Pirkle
Bradford	Franklin	Lackey	Pruitt
Branyon	Gilmer	Law	Ramey
Brassell	Goodwyn	Lee (Barbour)	Reynolds
Broadfoot	Gregory	Lee (Lawrence)	Selman
Brooks	Grouby	Locke (Choctaw)	Shumate
Brown (Lamar)	Hain	Locke (Perry)	Simon
Brown (Lee)	Hall	Love	Solomon
Callahan	Haltom	McClendon (Chambers)	Stembridge
Cornett	Hanby	Martin	Taylor
Cox	Hardy	Merrill	Thomas
Davis	Hare	Murphy	Vacca
Dawkins	Harvey	Oakley	Ward
deGraffenried	Hawkins		

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## Nays:

Messrs.:	Harrison	Kirkham	Nolen
Ashworth	Hodges	McKay	Perry
Bassett	Huddleston	McLendon (Bullock)	Richardson
Boyd	Hunt	McNider	Rodgers
Brewer	Johnson (Tallapoosa)	Nettles	Speaks
Gilchrist	Kendall	Nice	Steagall
Gist	Killough		

—25

## ELEVENTH DAY

House of Representatives  
Montgomery, Alabama  
Tuesday, June 11, 1957

The House met pursuant to adjournment.

## PRAYER

The session was opened with prayer by Dr. R. H. Falwell, Jr., Pastor, Normandale Baptist Church, Montgomery, Alabama.

## ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Edwards (Jefferson)	Kaul	Oden
Adams (Jefferson)	Faulk	Kelly	Payne
Adams (Tallapoosa)	Ferrell	Kendall	Perry
Albea	Franklin	Killough	Pirkle
Ashworth	Gilchrist	Kirkham	Fruitt
Bassett	Gilmer	Lackey	Ramey
Boyd	Gist	Law	Reynolds
Bradford	Goodwyn	Lee (Barbour)	Richardson
Brannan	Gregory	Lee (Lawrence)	Roberts
Branyon	Grouby	Locke (Choctaw)	Rodgers
Brassell	Hain	Locke (Perry)	Selman
Brewer	Hall	Love	Shumate
Broadfoot	Haltom	McClendon (Chambers)	Simon
Brooks	Hanby	McKay	Solomon
Brown (Lamar)	Hardy	McLendon (Bullock)	Speaks
Brown (Lee)	Hare	McNider	Steagall
Burkhalter	Harrison	Martin	Stembridge
Callahan	Harvey	Mathews	Stokes
Cornett	Hawkins	Mathison	Summerlin
Cox	Hodges	Merrill	Taylor
Crook	Holliman	Money	Thomas
Davis	Huddleston	Murphy	Tyson
Dawkins	Hunt	Nettles	Vacca
deGraffenried	Jenkins	Nice	Ward
Dement	Johnson (Elmore)	Nolen	Windle
DeSear	Johnson (Tallapoosa)	Oakley	Wood
Edwards (Escambia)			

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A quorum was present.

#### POINT OF PERSONAL PRIVILEGE

On the request of Mr. Davis the following was ordered inserted in the Journal:

Remarks of Bryce C. Davis, from floor of House of Representatives, on June 11, 1957.

Mr. Speaker, I rise to a point of personal privilege. On Sunday, June 9th, the Birmingham News carried an article, by Hugh Sparrow, entitled, "Mystery as to the Value of Alabama General Insurance Company Stock". By the article, Sparrow tries to mislead and by his poisoned pen, he tries to lead the reading public to believe that I, as an Officer and Director of Alabama General Insurance Company, have personally gained, or have been a party to fraud upon our stockholders of the Alabama General Insurance Company. I want to say to you here and now that I have never drawn a salary or profited in any way. This is the basis of my rising to a point of personal privilege, inasmuch as I have been personally attacked, and my family name has been smeared by this political writer. I wish to make it clear that I hold the utmost of esteem for the press as a whole, and it is regrettable that among the members of the free press that you are made to suffer probably because of one skunk who has never entertained a pleasant thought since childhood and who, appearingly, has allowed his mind to become so warped, that he can see no good in anyone, and feels that at all times, there must be a motive for any action and is either for personal gain or politically motivated.

I want to take a few moments to give you, straight from the horses mouth, the true facts regarding the Alabama General Insurance Company.

About two years ago, I was asked by Senator Roberts if I wanted some stock in a new Insurance Company, and if I would serve on the board of directors. I consented, and the Empire Casualty Insurance



Company was formed by several members of this house, and friends in the Senate, and other business associates whom we all know and who was interested in forming an Alabama company, to write Alabama business, instead of sending the premium money to yankees.

We found shortly after being elected to the board of directors of Empire Casualty Insurance Company that the president had a prison record. We immediately set about and removed him completely from the Company. We then found that we had not made the company big enough to ever amount to anything, so at some of the board members suggestion, we let a man named L. G. Allenstein come in and sell our stock, making the authorized capital stock of 1 million shares, with a selling price of \$2.50. This would have made a company of \$2,500,000.00 which was large enough, at the advice of some of the best insurance men in Alabama, to really make this a company that could serve the purpose as originally intended. It later turned out that Mr. Allenstein was a promoter, and a four-flusher. He would sell stock in one company, take the proceeds in some instances, and pay disgruntled stockholders in some previous stock deal, thereby gaining a reputation of being a smart man. He sold a lot of Alabama General Insurance stock, but in the downfall of his empire, some of our stock, which he had paid us cash for, wound up in a defunct company which he headed.

After working this out, and feeling that we were on our way, a proposition was offered us whereby the Alabama General could buy an Alabama company, the Atlas Insurance Company, and trade our stock for it. After going into this, the board decided this would be profitable to us, and we made the trade. It later turned out that the man who owned the Atlas, or the bulk of it, was none other than Stewart B. Hopps, of San Francisco and internationally known crook, a man who has left strewn across this nation the hollow carcasses of many Insurance Companies; we first became aware of who was behind Atlas when moves were started that we, the directors of the Alabama General did not like the smell of these various things. We began to check, and we began to cut off this and anything else that did not look right.

Just as quick as possible, we got this man Hopps out. All of you are familiar with the proxy fight and you know that we won it. That was over three months ago. We have been busy cleaning up loose ends from this and are working day and night to clear all and everything that has any connection whatsoever with this international Crook and con man. Sparrow refers to the Atlas as being a Ben Jack Cage Company, and tries to leave the impression that we were doing business with this known crook when we only bought a company that was reported to have formally been owned partly or some stock had been formally owned by Ben Jack Cage. I personally don't know the man; have never met him.

I give you the above facts to enable you to see the true picture. I have never drawn any salary from Alabama General Insurance Company. There is no bleeding of the company by high paid officials. Sparrow wants the public to believe that we formed a company and profited personally. That is a bold face lie, and is reporting by implication and the lowest form of slander.

This slanting could be for only one or two reasons. The first one is that the officers being close to the Governor, and knowing his hate for the Governor, is trying to discredit the Folsom Administration.

The other reason, and the most logical one, is that on Friday, I dropped in the bill which would prohibit liquor advertising in the state, and possible deprive the Birmingham News of around 1 Million dollars per year in revenue. Hugh Sparrow! For a few dollars you would be a party to converting our young people of this state into alcoholics and

be a party to forever ruining their lives, and the lives of their loved ones.

When my son, who is seven years old, looks up into my face with those eyes, searching my soul for the truth and asks me, "Daddy, is beer as good as it looks on Television?". Hugh, any man who is a man, and has any spark of pride in wanting to rear his family right has the urge to tear the set from its moorings and throw it out the window while these enticing beer ads are being thrust down you, whether you like it or not.

When this 10 year old daughter of mine, as sweet and pure as the morning dew, crawls up in my lap after supper, while I am reading the paper, seeing a half page liquor advertisement, and asks me, "Daddy, are you a man of distinction? Do you drink Calverts?" Hugh, if you, through your insidious and warped, slanted, writings, manage to keep these half page spreads in our daily newspapers, sometimes in color; if you by chance manage to do this, I will be tempted, when we have passed on, both you and I, to the great beyond, I will request the good Lord to personally let me come down and punch the fires around you and remind you of some of your earthly writings which had a motive, and especially the times you have helped keep these advertisements going in your newspaper, hoping to convert our young children to accept alcohol without the batting of an eye. May God rest your poor soul.

#### REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the tenth legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

The motion of Mr. Dawkins to suspend the rules in order to dispense with the reading at length of the Journal of the House for the tenth legislative day was lost.

Yeas 70; Nays 18.

Yeas:

Mr. Speaker	Franklin	Killough	Nolen
Adams (Jefferson)	Gilchrist	Kirkham	Oakley
Adams (Tallapoosa)	Gilmer	Lackey	Payne
Albea	Gist	Law	Perry
Bassett	Grouby	Lee (Barbour)	Pirkle
Boyd	Hain	Lee (Lawrence)	Pruitt
Bradford	Haltom	Locke (Choctaw)	Ramey
Brannan	Hanby	Locke (Perry)	Richardson
Brassell	Hardy	Love	Rodgers
Brewer	Harvey	McClendon (Chambers)	Speaks
Brooks	Hodges	McKay	Steagall
Brown (Lee)	Holliman	McLendon (Bullock)	Stembridge
Burkhalter	Huddleston	McNider	Stokes
Cornett	Hunt	Martin	Taylor
Crook	Jenkins	Money	Thomas
Edwards (Jefferson)	Johnson (Elmore)	Nettles	Vacca
Faulk	Johnson (Tallapoosa)	Nice	Windle
Ferrell	Kendall		

Nays:

Messrs.:	Dawkins	Kelly	Selman
Branyon	Dement	Mathews	Shumate

Broadfoot	Edwards (Escambia)	Mathison	Simon
Brown (Lamar)	Gregory	Murphy	Wood
Davis	Hall	Oden	

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## READING OF JOURNAL

The Speaker directed the Clerk to read the Journal of the House for the tenth legislative day.

## JOINT SESSION

The hour of eleven-thirty o'clock A. M. having arrived, the Senate and House of Representatives of the Legislature of Alabama met in joint session in the Hall of the House of Representatives, in accordance with House Joint Resolution No. 25 heretofore adopted, for the purpose of hearing an address by the Honorable S. Ernest Vandiver, Lieutenant Governor of the State of Georgia.

The joint session was called to order by Honorable W. Guy Hardwick, Lieutenant Governor and Presiding Officer of the Senate.

The Lieutenant Governor and Presiding Officer of the Senate announced that the purpose of the joint session having been accomplished the Senate would retire to its Chamber.

The Speaker of the House then called the House to order.

## RECESS

On motion of Mr. Cornett the House recessed until 2:00 o'clock this afternoon.

Yeas 74; Nays 1.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Tallapoosa)	Murphy
Adams (Jefferson)	Faulk	Killough	Nettles
Albea	Ferrell	Kirkham	Noien
Ashworth	Franklin	Lackey	Oden
Bassett	Gilmer	Law	Payne
Boyd	Gist	Lee (Barbour)	Perry
Bradford	Goodwyn	Lee (Lawrence)	Pirkle
Branyon	Gregory	Locke (Choctaw)	Pruitt
Broadfoot	Hain	Locke (Perry)	Reynolds
Brooks	Hanby	Love	Richardson
Brown (Lamar)	Hardy	McClendon (Chambers)	Roberts
Burkhalter	Harvey	McKay	Simon
Callahan	Hawkins	McLendon (Bullock)	Speaks
Cornett	Hodges	McNider	Steagall
Cox	Holliman	Martin	Stembridge
Crook	Huddleston	Mathews	Stokes
Davis	Hunt	Mathison	Thomas
Dawkins	Jenkins	Money	Tyson
Dement	Johnson (Elmore)		

—74

Nay: Mr. Rodgers —1

## AFTERNOON SESSION

The hour of 2:00 o'clock having arrived, the House reconvened.

## READING OF THE JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the tenth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Brannan to suspend the rules in order to dispense with further reading of the Journal of the House for the tenth legislative day was lost.

Yeas 57; Nays 23.

## Yeas:

Messrs.:	Gilmer	Killough	Oakley
Albea	Gist	Kirkham	Payne
Ashworth	Goodwyn	Lackey	Perry
Bradford	Hain	Lee (Barbour)	Pirkle
Brannan	Haltom	Locke (Choctaw)	Ramey
Brewer	Hanby	Locke (Perry)	Richardson
Brown (Lee)	Hardy	McClendon (Chambers)	Roberts
Callahan	Harrison	McKay	Rodgers
Cornett	Harvey	McLendon (Bullock)	Speaks
Crook	Hawkins	McNider	Steagall
deGraffenried	Holliman	Merrill	Stembridge
DeSear	Hunt	Nettles	Summerlin
Edwards (Jefferson)	Johnson (Elmore)	Nice	Thomas
Franklin	Kaul	Nolen	Vacca
Gilchrist	Kendall		

—57

## Nays:

Mr. Speaker	Davis	Jenkins	Selman
Branyon	Dawkins	Mathews	Shumate
Brassell	Edwards (Escambia)	Mathison	Simon
Broadfoot	Ferrell	Money	Stokes
Brooks	Gregory	Murphy	Taylor
Brown (Lamar)	Hall	Oden	

—23

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the tenth legislative day.

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. McKay to suspend the rules in order to take up for immediate consideration the third reading of local bills was adopted.

Yeas 80; Nays 9.

## Yeas:

Mr. Speaker	DeSear	Hawkins	Locke (Perry)
Adams (Jefferson)	Edwards (Escambia)	Hodges	McClendon (Chambers)
Adams (Tallapoosa)	Edwards (Jefferson)	Holliman	McKay
Albea	Faulk	Huddleston	McLendon (Bullock)
Ashworth	Ferrell	Hunt	McNider
Brannan	Franklin	Jenkins	Martin
Brassell	Gilchrist	Johnson (Tallapoosa)	Mathews
Brewer	Gilmer	Kaul	Mathison
Brooks	Gist	Kelly	Merrill
Brown (Lee)	Hain	Kendall	Murphy
Burkhalter	Hall	Killough	Nettles
Cornett	Haltom	Kirkham	Nice
Cox	Hanby	Lackey	Oakley
Crook	Hardy	Lee (Barbour)	Payne
Dawkins	Harrison	Lee (Lawrence)	Perry
deGraffenried	Harvey	Locke (Choctaw)	Pirkle

Ramey	Rodgers	Speaks	Summerlin
Reynolds	Selman	Steagall	Thomas
Richardson	Simon	Stembridge	Vacca
Roberts	Solomon	Stokes	Windle

—80

Nays:

Messrs.:	Broadfoot	Dement	Money
Bradford	Brown (Lamar)	Gregory	Oden
Branyon	Davis		

—9

## BILLS ON THIRD READING

H. 384. To provide for an additional deputy sheriff for Escambia County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kendall	Oden
Adams (Jefferson)	Faulk	Killough	Payne
Adams (Tallapoosa)	Franklin	Kirkham	Perry
Albea	Gilchrist	Lackey	Pirkle
Ashworth	Gilmer	Lee (Barbour)	Ramey
Boyd	Gist	Lee (Lawrence)	Reynolds
Bradford	Gregory	Locke (Choctaw)	Rodgers
Brannan	Hall	Locke (Perry)	Selman
Branyon	Haltom	McClendon (Chambers)	Shumate
Brassell	Harrison	McKay	Simon
Brewer	Harvey	McLendon (Bullock)	Solomon
Brooks	Hawkins	McNider	Speaks
Brown (Lamar)	Hodges	Martin	Steagall
Brown (Lee)	Holliman	Mathews	Stembridge
Cornett	Huddleston	Mathison	Stokes
Cox	Hunt	Merrill	Summerlin
Crook	Jenkins	Murphy	Taylor
Dement	Johnson (Elmore)	Nettles	Thomas
DeSear	Johnson (Tallapoosa)	Oakley	Vacca
Edwards (Escambia)	Keily		

—78

And the bill:

H. 385. Relating to Escambia County: To increase the compensation of deputies sheriff of such county, and providing for the payment thereof.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Branyon	Crook	Ferrell
Adams (Jefferson)	Brassell	Dawkins	Franklin
Adams (Tallapoosa)	Brewer	deGraffenried	Gilchrist
Albea	Brooks	Dement	Gilmer
Ashworth	Brown (Lamar)	DeSear	Gist
Boyd	Burkhalter	Edwards (Escambia)	Gregory
Bradford	Cornett	Edwards (Jefferson)	Hain
Brannan	Cox	Faulk	Hall

Hanby	Killough	Mathison	Selman
Hare	Kirkham	Merrill	Shumate
Harrison	Lackey	Money	Simon
Harvey	Lee (Barbour)	Murphy	Solomon
Hawkins	Lee (Lawrence)	Netties	Speaks
Hodges	Locke (Choctaw)	Oakley	Steagall
Holliman	Locke (Perry)	Oden	Stembridge
Huddleston	McClendon (Chambers)	Payne	Stokes
Hunt	McKay	Perry	Summerlin
Jenkins	McLendon (Bullock)	Pirkle	Taylor
Johnson (Tallapoosa)	McNider	Ramey	Thomas
Kelly	Martin	Reynolds	Vacca
Kendall	Mathews	Rodgers	Windle

—84

## H. 387 POSTPONED

On motion of Mr. Edwards (Escambia), consideration of the bill, H. 387, was postponed until the next legislative day.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	Dement	Johnson (Tallapoosa)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Perry
Albea	Franklin	Kendall	Pirkle
Ashworth	Gilchrist	Killough	Ramey
Boyd	Gilmer	Kirkham	Reynolds
Bradford	Gist	Lackey	Roberts
Brannan	Gregory	Law	Rodgers
Branyon	Hain	Locke (Choctaw)	Selman
Brassell	Hall	Locke (Perry)	Shumate
Brewer	Haltom	McClendon (Chambers)	Simon
Brooks	Hanby	McKay	Solomon
Brown (Lamar)	Hardy	McLendon (Bullock)	Speaks
Brown (Lee)	Hare	McNider	Steagall
Burkhalter	Harrison	Martin	Stembridge
Cornett	Hawkins	Mathison	Summerlin
Cox	Hodges	Merrill	Taylor
Crook	Huddleston	Money	Thomas
Davis	Hunt	Murphy	Vacca
Dawkins	Jenkins	Netties	Windle
deGraffenried	Johnson (Elmore)	Oakley	

—79

And the bill:

H. 434. Relating to Dale County: To fix the compensation of the Superintendent of Education of such county.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Brassell	Davis	Ferrell
Adams (Tallapoosa)	Brewer	Dawkins	Franklin
Albea	Brooks	deGraffenried	Gilchrist
Ashworth	Brown (Lamar)	Dement	Gilmer
Boyd	Burkhalter	DeSear	Gist
Bradford	Cornett	Edwards (Escambia)	Gregory
Brannan	Cox	Edwards (Jefferson)	Hain
Branyon	Crook	Faulk	Hall

Hanby	Killough	Merrill	Selman
Hare	Kirkham	Money	Shumate
Harrison	Lackey	Murphy	Simon
Harvey	Law	Netties	Solomon
Hawkins	Lee (Barbour)	Oakley	Speaks
Hodges	Lee (Lawrence)	Oden	Steagall
Holliman	Locke (Choctaw)	Payne	Stembridge
Huddleston	Locke (Perry)	Perry	Stokes
Hunt	McClendon (Chambers)	Pirkle	Summerlin
Jenkins	McKay	Ramey	Taylor
Johnson (Elmore)	McClendon (Bullock)	Reynolds	Thomas
Johnson (Tallapoosa)	McNider	Roberts	Vacca
Kelly	Martin	Rodgers	Windle
Kendall	Mathison		

—86

And the bill:

H. 435. Relating to Walker County; authorizing and providing for the establishment, operation, maintenance, and financing of a public law library in the county.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	DeSear	Hunt	Murphy
Adams (Tallapoosa)	Edwards (Escambia)	Jenkins	Netties
Albea	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Ashworth	Faulk	Johnson (Tallapoosa)	Oden
Boyd	Ferrell	Kelly	Payne
Bradford	Franklin	Kendall	Perry
Brannan	Gilchrist	Killough	Pirkle
Branyon	Gilmer	Kirkham	Ramey
Brassell	Gist	Lackey	Reynolds
Brewer	Gregory	Lee (Barbour)	Selman
Brooks	Hain	Lee (Lawrence)	Shumate
Brown (Lamar)	Hall	Locke (Choctaw)	Simon
Brown (Lee)	Haltom	Locke (Perry)	Solomon
Burkhalter	Hanby	McClendon (Chambers)	Speaks
Cornett	Hardy	McKay	Steagall
Cox	Hare	McClendon (Bullock)	Stembridge
Crook	Harrison	McNider	Summerlin
Davis	Hawkins	Martin	Taylor
Dawkins	Hodges	Mathison	Thomas
deGraffenried	Holliman	Merrill	Windle
Dement	Huddleston	Money	

—83

And the bill:

H. 436. Relating to Walker County: providing further for the government of the county; abolishing the Board of Revenue, and creating in lieu thereof the Board of Finance and Control; providing for the selection of the members of the Board of Finance and Control; and prescribing their qualifications, terms, and compensation; providing for the organization and jurisdiction of the Board of Finance and Control, and for the powers and duties of its individual members; and repealing certain laws superseded by the provisions of this Act.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Nettles
Adams (Jefferson)	Edwards (Escambia)	Johnson (Tallapoosa)	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Oden
Albea	Faulk	Kendall	Payne
Ashworth	Ferrell	Killough	Perry
Boyd	Franklin	Kirkham	Ramey
Bradford	Gilchrist	Lackey	Reynolds
Brannan	Gilmer	Law	Rodgers
Branyon	Gist	Lee (Barbour)	Selman
Brassell	Gregory	Lee (Lawrence)	Shumate
Brewer	Hain	Locke (Choctaw)	Simon
Brooks	Hall	Locke (Perry)	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Harrison	McLendon (Bullock)	Stembridge
Cornett	Harvey	McNider	Summerlin
Cox	Hawkins	Martin	Taylor
Crook	Hodges	Mathison	Thomas
Dawkins	Holliman	Merrill	Vacca
deGraffenried	Huddleston	Money	Windle
Dement	Hunt	Murphy	

—83

And the bill:

H. 438. To amend further an act approved November 4, 1950 entitled "An Act To create a Board of Revenue for Jackson County, providing its powers and duties and for the compensation of its members; prescribing penalties for violations of this Act; and abolishing the Court of County Commissioners of Jackson County" (Acts of Alabama 1950-51, Vol. I, p. 126).

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Oden
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Faulk	Kendall	Pirkle
Ashworth	Ferrell	Killough	Ramey
Boyd	Franklin	Kirkham	Reynolds
Bradford	Gilchrist	Lackey	Richardson
Brannan	Gilmer	Law	Roberts
Branyon	Gist	Lee (Barbour)	Rodgers
Brassell	Gregory	Lee (Lawrence)	Selman
Brewer	Hain	Locke (Choctaw)	Shumate
Brooks	Hall	Locke (Perry)	Simon
Brown (Lamar)	Haltom	McClendon (Chambers)	Solomon
Brown (Lee)	Hanby	McKay	Speaks
Burkhalter	Hardy	McLendon (Bullock)	Steagall
Callahan	Hare	McNider	Stembridge
Cornett	Harrison	Mathison	Summerlin
Cox	Harvey	Merrill	Taylor
Crook	Hawkins	Money	Thomas
Dawkins	Hodges	Murphy	Vacca
deGraffenried	Holliman	Nettles	Windle
Dement	Hunt	Oakley	

—87



## H. 439 POSTPONED

On motion of Mr. Gist, consideration of the bill, H. 439, was postponed until the fifteenth legislative day without losing its place on the Calendar.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Elmore)	Oden
Adams (Jefferson)	Faulk	Johnson (Tallapoosa)	Payne
Adams (Tallapoosa)	Ferrell	Kelly	Perry
Albea	Franklin	Kendall	Pirkle
Ashworth	Gilchrist	Killough	Ramey
Boyd	Gilmer	Kirkham	Reynolds
Bradford	Gist	Lackey	Richardson
Brannan	Goodwyn	Law	Roberts
Branyon	Gregory	Lee (Barbour)	Rodgers
Brassell	Grouby	Lee (Lawrence)	Selman
Brewer	Hain	Locke (Choctaw)	Shumate
Brooks	Hall	Locke (Perry)	Simon
Brown (Lamar)	Haltom	McClendon (Chambers)	Solomon
Burkhalter	Hanby	McLendon (Bullock)	Speaks
Cornett	Hardy	Mathison	Steagall
Cox	Harrison	Merrill	Stembridge
Crook	Hawkins	Money	Summerlin
Dawkins	Hodges	Murphy	Taylor
deGraffenried	Holliman	Nettles	Thomas
Dement	Huddleston	Nice	Vacca
DeSear	Hunt	Oakley	Windle
Edwards (Escambia)	Jenkins		

—86

And the bill:

H. 440. To regulate further the small loan business in Mobile County; to provide remedies to persons from whom usurious interest has been collected by persons, co-partnerships, or corporations engaged in the small loan business; and to prescribe penalties for violations of this Act.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	deGraffenried	Harrison	Locke (Choctaw)
Adams (Jefferson)	Dement	Harvey	Locke (Perry)
Adams (Tallapoosa)	DeSear	Hawkins	McClendon (Chambers)
Albea	Edwards (Escambia)	Hodges	McClendon (Bullock)
Ashworth	Edwards (Jefferson)	Holliman	McNider
Boyd	Faulk	Huddleston	Martin
Bradford	Ferrell	Hunt	Mathison
Brannan	Franklin	Jenkins	Merrill
Branyon	Gilchrist	Johnson (Elmore)	Money
Brassell	Gilmer	Johnson (Tallapoosa)	Murphy
Brewer	Goodwyn	Kelly	Nettles
Brooks	Gregory	Kendall	Oakley
Brown (Lamar)	Grouby	Killough	Oden
Burkhalter	Hain	Kirkham	Payne
Cornett	Hall	Lackey	Perry
Cox	Haltom	Law	Pirkle
Crook	Hanby	Lee (Barbour)	Ramey
Dawkins	Hare	Lee (Lawrence)	Reynolds

Richardson  
Rodgers  
Selman

Simon  
Solomon  
Speaks

Steagall  
Stembridge  
Summerlin

Taylor  
Thomas  
Windle

—84

And the bill:

H. 441. Relating to Dallas County: To regulate the compensation of the coroner and to provide for the payment thereof.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Faulk	Johnson (Elmore)	Oakley
Adams (Jefferson)	Ferrell	Johnson (Tallapoosa)	Oden
Adams (Tallapoosa)	Franklin	Kelly	Payne
Albea	Gilchrist	Kendall	Perry
Ashworth	Gilmer	Killough	Pirkle
Boyd	Gist	Kirkham	Ramey
Bradford	Goodwyn	Lackey	Reynolds
Brannan	Gregory	Law	Richardson
Branyon	Grouby	Lee (Barbour)	Roberts
Brassell	Hain	Lee (Lawrence)	Rodgers
Brewer	Hall	Locke (Choclaw)	Selman
Brooks	Haltom	Locke (Perry)	Shumate
Brown (Lamar)	Hanby	McClendon (Chambers)	Simon
Burkhalter	Hardy	McKay	Solomon
Cornett	Hare	McLendon (Bullock)	Speaks
Cox	Harrison	McNider	Steagall
Crook	Harvey	Martin	Stembridge
Dawkins	Hawkins	Mathison	Summerlin
deGraffenried	Hodges	Merrill	Taylor
Dement	Holliman	Money	Thomas
DeSear	Huddleston	Murphy	Vacca
Edwards (Escambia)	Hunt	Nettles	Windle
Edwards (Jefferson)	Jenkins	Nice	

—91

And the bill:

H. 442. Relating to Tallapoosa County; providing for the compensation of the county superintendent of education; repealing Act No. 88, H. 217, approved June 15, 1953.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Brewer	Dement	Grouby
Adams (Jefferson)	Brooks	DeSear	Hain
Adams (Tallapoosa)	Brown (Lamar)	Edwards (Escambia)	Hall
Albea	Brown (Lee)	Edwards (Jefferson)	Haltom
Ashworth	Burkhalter	Faulk	Hanby
Bassett	Callahan	Ferrell	Hardy
Boyd	Cornett	Franklin	Harrison
Bradford	Cox	Gilchrist	Harvey
Brannan	Crook	Gilmer	Hawkins
Branyon	Dawkins	Goodwyn	Hodges
Brassell	deGraffenried	Gregory	Holliman

Huddleston	Lee (Lawrence)	Nettles	Selman
Hunt	Locke (Choctaw)	Oakley	Shumate
Jenkins	Locke (Perry)	Oden	Solomon
Johnson (Elmore)	McClendon (Chambers)	Payne	Speaks
Johnson (Tallapoosa)	McKay	Perry	Steagall
Kelly	McLendon (Bullock)	Pirkle	Stembridge
Kendall	McNider	Ramey	Summerlin
Killough	Martin	Reynolds	Taylor
Kirkham	Mathison	Richardson	Thomas
Lackey	Merrill	Roberts	Vacca
Law	Money	Rodgers	Windle
Lee (Barbour)	Murphy		

—90

And the bill:

H. 443. Relating to all counties in the State having a population of not less than 18,400 nor more than 18,800 inhabitants, according to the last or any subsequent Federal decennial census; to authorize and direct the governing body of any such county to allow and pay to the sheriff an amount not in excess of one hundred dollars (\$100) monthly for expenses incurred in operation, upkeep, repair and maintenance of his privately-owned automobile used on official business.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Jenkins	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Adams (Tallapoosa)	Faulk	Johnson (Tallapoosa)	Payne
Albea	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Pirkle
Boyd	Gilchrist	Killough	Ramey
Bradford	Gilmer	Lackey	Reynolds
Brannan	Gist	Law	Richardson
Branyon	Goodwyn	Lee (Barbour)	Roberts
Brassell	Gregory	Lee (Lawrence)	Rodgers
Brewer	Grouby	Locke (Choctaw)	Selman
Brooks	Hain	Locke (Perry)	Shumate
Brown (Lamar)	Hall	McClendon (Chambers)	Simon
Brown (Lee)	Haltom	McKay	Solomon
Burkhalter	Hanby	McLendon (Bullock)	Speaks
Callahan	Hardy	McNider	Steagall
Cornett	Hare	Martin	Stembridge
Cox	Harrison	Mathison	Summerlin
Crook	Harvey	Merrill	Taylor
Dawkins	Hawkins	Money	Thomas
deGraffenried	Hodges	Murphy	Vacca
Dement	Huddleston	Nettles	Windle
DeSear	Hunt		

—90

### BILLS POSTPONED

On motion of Mr. Hardy, consideration of the bills, H. 448, H. 449 and H. 450, was postponed until the next legislative day.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Adams (Tallapoosa)	Ashworth	Boyd
Adams (Jefferson)	Albea	Bassett	Bradford

Branyon	Gregory	Kirkham	Payne
Brassell	Grouby	Lackey	Perry
Brewer	Hain	Law	Pirkle
Brooks	Hall	Lee (Barbour)	Ramey
Burkhalter	Haltom	Lee (Lawrence)	Reynolds
Callahan	Hanby	Locke (Choctaw)	Roberts
Cornett	Hardy	Locke (Perry)	Rodgers
Cox	Harrison	McClendon (Chambers)	Selman
Crook	Harvey	McKay	Shumate
deGraffenried	Hawkins	McLendon (Bullock)	Simon
Dement	Huddleston	McNider	Speaks
Edwards (Escambia)	Hunt	Martin	Steagall
Edwards (Jefferson)	Jenkins	Mathison	Stembridge
Ferrell	Johnson (Elmore)	Merrill	Summerlin
Franklin	Johnson (Tallapoosa)	Money	Taylor
Gilchrist	Kelly	Nettles	Thomas
Gilmer	Kendall	Oakley	Vacca
Gist	Killough	Oden	Windle
Goodwyn			

—81

And the bill:

H. 495. To amend further Section 94, Title 51, Code of Alabama (1940), as amended, which relates to the term of service and compensation of members of boards of equalization, by establishing an additional classification therein.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 87; Nays 1.

Yeas:

Mr. Speaker	Edwards (Escambia)	Jenkins	Nettles
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Adams (Tallapoosa)	Faulk	Johnson (Tallapoosa)	Oden
Albea	Ferrell	Kelly	Payne
Ashworth	Franklin	Kendall	Perry
Bassett	Gilchrist	Killough	Pirkle
Boyd	Gilmer	Kirkham	Ramey
Bradford	Gist	Lackey	Reynolds
Brannan	Gregory	Law	Roberts
Branyon	Grouby	Lee (Barbour)	Rodgers
Brassell	Hain	Lee (Lawrence)	Selman
Brewer	Hall	Locke (Choctaw)	Shumate
Brooks	Haltom	Locke (Perry)	Simon
Brown (Lamar)	Hanby	McClendon (Chambers)	Solomon
Brown (Lee)	Hardy	McKay	Speaks
Burkhalter	Hare	McLendon (Bullock)	Steagall
Cox	Harrison	McNider	Stembridge
Crook	Harvey	Martin	Summerlin
Dawkins	Hawkins	Mathison	Taylor
deGraffenried	Hodges	Merrill	Thomas
Dement	Holliman	Money	Vacca
DeSear	Huddleston	Murphy	

—87

Nay: Mr. Goodwyn

—1

And the bill:

H. 326. To vacate certain Streets and portions of Streets and other Public Ways in part of the area in the City of Birmingham lying North of First Avenue North; East of 39th Street; South of the Central of

Georgia Railroad right-of-way and West of the Southern Railroad right-of-way.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 82; Nays 1.

Yeas:

Mr. Speaker	DeSear	Huddleston	Money
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Netties
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Albea	Faulk	Johnson (Tallapoosa)	Oden
Ashworth	Ferrell	Kaul	Payne
Bassett	Franklin	Kelly	Perry
Boyd	Gilchrist	Kendall	Pirkle
Bradford	Gilmer	Lackey	Ramey
Brannan	Gist	Lee (Barbour)	Reynolds
Branyon	Gregory	Lee (Lawrence)	Selman
Brassell	Grouby	Locke (Choctaw)	Shumate
Brewer	Hain	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Cornett	Hare	McNider	Summerlin
Crook	Harrison	Martin	Thomas
Dawkins	Harvey	Mathison	Vacca
deGraffenried	Hawkins	Merrill	Windle
Dement	Hodges		

—82

—1

Nay: Mr. Goodwyn

#### READING OF THE JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the tenth legislative day.

#### MOTION TO SUSPEND RULES ADOPTED

Yeas 88; Nays 1.

Yeas:

Mr. Speaker	Dement	Hodges	McNider
Adams (Jefferson)	DeSear	Holliman	Martin
Adams (Tallapoosa)	Edwards (Escambia)	Huddleston	Mathison
Albea	Edwards (Jefferson)	Jenkins	Merrill
Ashworth	Faulk	Johnson (Elmore)	Money
Bassett	Ferrell	Johnson (Tallapoosa)	Murphy
Boyd	Franklin	Kelly	Netties
Bradford	Gilchrist	Kendall	Oakley
Brannan	Gilmer	Killough	Oden
Branyon	Gist	Kirkham	Payne
Brassell	Gregory	Lackey	Perry
Brooks	Hain	Law	Pirkle
Brown (Lamar)	Hall	Lee (Barbour)	Ramey
Brown (Lee)	Haltom	Lee (Lawrence)	Reynolds
Burkhalter	Hanby	Locke (Choctaw)	Richardson
Callahan	Hardy	Locke (Perry)	Roberts
Cornett	Hare	Love	Rodgers
Crook	Harrison	McClendon (Chambers)	Selman
Dawkins	Harvey	McKay	Shumate
deGraffenried	Hawkins	McLendon (Bullock)	Simon

Speaks  
Steagall

Stembridge  
Summerlin

Taylor  
Thomas

Vacca  
Windle

—88

Nay: Mr. Goodwyn

—1

### INTRODUCTION OF BILLS

The following local bills were introduced, severally read one time and referred to appropriate standing committees as follows:

By Messrs. Mathison and Solomon (with notice and proof):

H. 521. To amend further Section 1 of the act approved May 25, 1945, which regulates the compensation of the superintendent of education of Henry County (Act No. 30, S. 99, Local Acts of 1945, p. 39).

Local Legislation No. 1.

Notice and Proof H. 521:

### A BILL TO BE ENTITLED AN ACT

Notice is hereby given that a bill will be introduced at the current session of the Legislature and its passage insisted upon which will be substantially as follows:

A Bill to be entitled AN ACT to amend local Act No. 53 of the regular session of the legislature of Alabama in 1953 found in Volume 1, Page 74 of the Acts of the Legislature of 1953, as follows:

Section 1. The Board of Education of Henry County, Alabama is hereby authorized to fix the salary of the County Superintendent of Education of the County at not less than \$3,000.00 nor more than \$6,000.00 per annum, to be paid at the time and in the manner now provided by the general law for the payment of salaries of County Superintendents of Education.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming law.

May 16-23-30 June 6c

### AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA  
HENRY COUNTY

Before me, A. C. Richards, a Notary Public in and for said County, in said State, personally appeared J. Edward Dodd, who is known to me, and who by me being duly sworn, deposes and says that he is the Publisher of The Abbeville Herald, a newspaper published in the town of Abbeville, County of Henry, State of Alabama; that the attached notice is a true and correct copy of the notice which was published in said newspaper for four consecutive weeks, on, to-wit: May 16, 1957, May 23, 1957, May 30, 1957, June 6, 1957, The Abbeville Herald.

J. EDWARD DODD.

Sworn to and subscribed before me, this 10 day of June, 1957.

A. C. RICHARDS,  
N. P.

By Messrs. Johnson (Tallapoosa) and Adams (Tallapoosa) (with notice and proof):

H. 522. Relating to Tallapoosa County; fixing the compensation of the deputies to the sheriff of Tallapoosa County; and repealing conflicting laws.

Local Legislation No. 1.

Notice and Proof H. 522:

### LEGAL NOTICES

#### STATE OF ALABAMA COUNTY OF TALLAPOOSA

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

(3R3031: 5/14/57)

#### A BILL TO BE ENTITLED AN ACT

Relating to Tallapoosa County; fixing the compensation of the deputies to the sheriff of Tallapoosa County; and repealing conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The deputies to the sheriff of Tallapoosa County shall receive the following compensation: The chief deputy sheriff shall receive a salary of not more than three thousand nine hundred dollars (\$3,900.00) per annum; the deputy sheriff at Alexander City shall receive a salary of not more than three thousand six hundred dollars (\$3,600.00) per annum; the deputy sheriff of East Tallassee shall receive a salary of not more than three thousand six hundred dollars (\$3,600.00) per annum; the deputy sheriff at Dadeville shall receive a salary of not more than two thousand seven hundred dollars (\$2,700.00) per annum; and the deputy sheriff in the Second Commissioner District shall receive a salary of not more than two thousand four hundred dollars (\$2,400.00) per annum. The salaries of such deputies to the sheriff shall be paid out of the general fund of the county in equal monthly installments, payable on the first day of each month on warrants drawn by the judge of probate.

Sec. 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective on the first day of the month succeeding its passage and approval by the Governor, or upon its otherwise becoming a law.

M17, 24, 31; J-7c

### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF TALLAPOOSA

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. C. Henderson, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of The Alexander City Outlook, a newspaper of general circulation published in Tallapoosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said

notice having appeared in the issues of said paper on May 17, May 24, May 31, and June 7, all in the year 1957.

J. C. HENDERSON.

Sworn to and subscribed before me June 10, 1957.

T. C. WOLSONCROFT,  
Notary Public.

My Commission Expires June 14, 1959

By Messrs. Selman and Shumate:

H. 523. Proposing an amendment to the Constitution relating to the power of municipal corporations in Walker County, Alabama to levy or impose license taxes.

Local Legislation No. 1.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Callahan and deGraffenried:

H. 524. To provide for the appointment and tenure and number, and fixing the compensation, of Bailiffs for Circuit Courts of Alabama in Circuits having two Circuit Judges composed of one County having a population of not less than 94,000 people nor more than 135,000 people according to the last or any subsequent Federal decennial census.

Local Legislation No. 1.

By Mr. Hodges (with notice and proof):

H. 525. Relating to St. Clair County; authorizing and directing the court of county commissioners of St. Clair County to provide for the installation and use of voting machines in certain election precincts within the county; and authorizing the court of county commissioners to adjust the boundaries of election precincts and districts within the county in order to make the most effective use of such machines.

Local Legislation No. 1.

Notice and Proof H. 525:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to St. Clair County; authorizing and directing the court of county commissioners of St. Clair County to provide for the installation and use of voting machines in certain election precincts within the county; and authorizing the court of county commissioners to adjust the boundaries of election precincts and districts within the county in order to make the most effective use of such machines.

Be It Enacted by the Legislature of Alabama:

Section 1. The court of county commissioners of St. Clair County is hereby authorized, directed, and required to provide for the installation and use of at least eight voting machines within the county. The court of county commissioners may designate the election precincts within which voting machines shall be used and the precincts within which paper ballots shall continue to be used, and may adjust the boundaries of the election precincts or election districts within the county in order to make the most effective and practical use of the machines herein authorized. Upon the installation of voting machines in any election precinct, such machines must be used for registering or



recording and computing the vote at all general special, or primary elections thereafter held in such precinct.

Section 2. The provisions of this Act shall become operative only if approved by a majority of the qualified electors of St. Clair County voting in a referendum election to be held for that purpose. The referendum election shall be held on the same day as the first countywide primary, general, or special election held at least sixty days after the date of this enactment. The County Commission of St. Clair County shall order and provide for holding the referendum election on such date. On the ballots to be used in the referendum election the question shall be stated substantially as follows: "Shall the provisions of Act No. \_\_\_\_\_, of the 1957 Regular Session of the Legislature, which provides for the installation and use of a certain number of voting machines in St. Clair County, be adopted? Yes ( ) No. ( )." If a majority of the votes cast at the election are "Yes", the provisions of this Act shall become effective immediately. If a majority of the votes cast in the election upon this Act are "No", this Act shall have no effect.

NA 5|2, 9, 16, 23, 1957

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF ST. CLAIR

Before me, the undersigned authority in and for said County in said State, this day personally appeared E. R. Blair, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the St. Clair News-Aegis, a newspaper of general circulation published in St. Clair County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2-9-16-23, all in the year 1957.

E. R. BLAIR.

Sworn to and subscribed before me June 10, 1957.

ETHEL BLAIR.  
Notary Public.

By Mr. Hodges (with notice and proof):

H. 526. Relating to St. Clair County: To fix the compensation of the coroner.

Local Legislation No. 1.

Notice and Proof H. 526:

#### A BILL TO BE ENTITLED AN ACT

Relating to St. Clair County: To fix the compensation of the coroner.

Be It Enacted by the Legislature of Alabama:

Section 1. The entire compensation of the coroner of St. Clair County shall be an annual salary of six hundred dollars, payable in equal monthly installments, and an expense allowance of six cents (6c) per mile for each mile traveled in connection with the performance of any official duties which he is called upon to perform by any law enforcement officer, the judge of a court of record or the circuit or county solicitor. Such salary and expense allowance shall be paid out of the

general fund in the county treasury, and shall be in lieu of all fees, allowances and other remuneration allowable or payable to coroners for the performance of their official duties.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

NA 5/2, 9, 16, 23, 1957

#### PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF ST. CLAIR

Before me, the undersigned authority in and for said County in said State, this day personally appeared E. R. Blair, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the St. Clair News-Aegis, a newspaper of general circulation published in St. Clair County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 2-9-16-23, all in the year 1957.

E. R. BLAIR.

Sworn to and subscribed before me June 10, 1957.

ETHEL BLAIR,  
Notary Public.

By Mr. Kelly (with notice and proof):

H. 527. Relating to Winston County; levying a tax of one and one half cent per gallon upon the selling, distributing, storing, or withdrawing from storage in Winston County, for any use, gasoline, kerosene, and diesel fuel as defined by this Act; prescribing and restricting the use to which the proceeds thereof may be applied; providing for the collection and enforcement of the tax and prescribing penalties.

Local Legislation No. 1.

Notice and Proof H. 527:

#### LEGAL NOTICES

STATE OF ALABAMA  
COUNTY OF WINSTON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Relating to Winston County; levying a tax of one and one half cent per gallon upon the selling, distributing, storing, or withdrawing from storage in Winston County, for any use, gasoline, kerosene, and diesel fuel as defined by this Act; prescribing and restricting the use to which the proceeds thereof may be applied; providing for the collection and enforcement of the tax and prescribing penalties.

Be It Enacted by the Legislature of Alabama:

Section 1. The following words, when used in this Act, shall have the meaning ascribed to them below, unless the context clearly indicates a different meaning:

"Gasoline" means any type of gasoline, naphtha, or other liquid motor fuel, or any device or substitute therefor, commonly used in internal combustion engines.

"Diesel fuel" means any type diesel oil, tractor fuel, gas oil, distillate or liquefied gas, jet fuel, or any device or substitute therefor.

"Kerosene" means the product known commercially as "kerosene oil".

Section 2. In addition to all other taxes and licenses, there is hereby levied upon every distributor, refiner, retail dealer or storer of gasoline, kerosene, or diesel fuel in Winston County a county excise tax of one and one half cent per gallon upon the selling, distributing, storing, or withdrawing from storage in Winston County for any use, gasoline, kerosene, or diesel fuel as defined by this Act; provided, the tax shall not be levied or paid on the sale of gasoline, kerosene, or diesel fuel in interstate commerce or to the Government of the United States or its agencies, or direct to the State of Alabama. When the tax levied herein shall have been paid by a distributor, refiner, retail dealer or storer, such payment shall be sufficient, the intention being that the tax shall be paid but once. The tax shall not be levied or paid on gasoline, kerosene, or diesel fuel which is withdrawn from storage within Winston County for delivery only to a point or points outside the county, when the distributor or seller of such gasoline, kerosene, or diesel fuel prepares and files with the Board of Revenue of Winston County written statements sworn to and subscribed in such form as may be required by the Board of Revenue, showing the name and address of the person to whom the gasoline, kerosene, or diesel fuel is or has been delivered by the distributor; the volume and kind of such gasoline, kerosene, or diesel fuel; the dates of such withdrawals; and the point or points outside the county to which such gasoline, kerosene, or diesel fuel is delivered or is to be delivered.

Section 3. On or before the twentieth day of each month after the passage of this Act, every person upon whom the tax levied herein is imposed shall render to the Board of Revenue of Winston County, on forms prescribed by the Board, a true and correct statement of all sales and withdrawals of gasoline, kerosene, or diesel fuel liable for payment of the tax imposed by this Act made by him or them during the next preceding month; shall furnish to the Board of Revenue such additional information as the Board may require, upon blanks to be formulated and furnished by the Board; and, at the time of making such report, shall pay to the Board of Revenue the tax levied by this Act upon such sales and withdrawals. The statement herein required to be made by the distributor, storer or retail dealer shall be sworn to before some officer authorized to administer oaths. Any false statement sworn to shall constitute perjury, and upon conviction thereof the person so convicted shall be punished as provided by law.

Section 4. All distributors, storers, or retail dealers shall keep for not less than two years within the State of Alabama at some certain place or office such books, documents, or papers as will clearly show the amount of sales or withdrawals of gasoline, kerosene, or diesel fuel made in Winston County and subject to the tax levied by this Act.

Section 5. Within thirty days after the passage of this Act, every distributor, storer, or retail dealer engaged in the sale or withdrawal of gasoline, kerosene, or diesel fuel in Winston County shall make a report on

blanks furnished under Section 3 hereof to the Board of Revenue of the county, showing the place and post office address at which his business of distributor or storer or retail in gasoline, kerosene, or diesel fuel is located in the county, which information shall be entered by the Board of Revenue on a book kept for that purpose, and should such distributor, storer or retail dealer move his place of business from one business address to another, such distributor, storer or retail dealer shall within thirty days thereafter notify the Board of Revenue of such removal, giving the former place and post office address and also the place and post office address to which his place of business has been removed. After the passage of this Act, no person shall become a distributor, storer, or retail dealer of gasoline, kerosene, or diesel fuel in Winston County until he shall have made such report to the Board of Revenue.

Section 6. If any distributor, storer or retail dealer in gasoline, kerosene, or diesel fuel in Winston County fails to make any report required by the provisions of this Act, or fails to comply with any regulation adopted by the Board of Revenue for the collection of tax, or fails to make any report within the time prescribed, or fails to pay the tax imposed within the time fixed for the payment thereof, such distributor, storer or retail dealer shall be guilty of a misdemeanor, and upon the conviction thereof shall be fined not less than fifty dollars nor more than three hundred dollars for each offense.

Section 7. It shall be the duty of the Board of Revenue of Winston County to enforce the provisions of this Act, and to make any and all rules and regulations necessary and proper for the collection of the tax levied herein. The Board of Revenue or any member thereof or its agents shall have the right to examine the books, reports, and accounts of every distributor, storer or retail dealer of gasoline, kerosene, or diesel fuel subject to such tax.

Section 8. If any distributor, storer or retail dealer in gasoline, kerosene, or diesel fuel fails to make monthly reports or fails to pay the tax imposed by this Act, the tax shall be deemed delinquent within the meaning of this Act, and there shall be added to the amount of his tax a penalty of twenty-five percent; provided, however, that if in the opinion of the Board of Revenue a good and sufficient cause and reason is shown for such delinquency, the penalty may be remitted. The Board of Revenue is hereby authorized and empowered to make returns for delinquent taxpayers upon such information as it may reasonably obtain and add to that the penalty as prescribed by this Act. If any person shall be delinquent in the payment of any tax imposed by this Act, the Board of Revenue shall issue execution for the collection of the same, directed to any sheriff of the State of Alabama, who shall proceed to collect the same in the manner now provided by law for the collection of delinquent taxes by the county tax collector, and make return of such execution to the Board of Revenue. The tax levied by this Act and the penalty herein provided for shall be held as a debt payable to the county by the person against whom the same shall have been imposed or against whom the penalties shall have accrued; and all such taxes and penalties shall be a lien upon the property in said county and elsewhere in this State of the person against whom said tax shall have been imposed and the penalties shall have accrued.

Section 9. The acceptance of any amount paid for the excise tax levied by this Act shall not preclude the collection of the amount actually due. However, the amount actually paid shall constitute a credit against the amount actually due.

Section 10. Any distributor, storer, or retail dealer who violates any provision of this Act or who fails to comply with any reasonable rule or regulation promulgated hereunder may be restrained by proper legal pro-

ceedings from distributing, selling, storing, or withdrawing from storage any gasoline, kerosene, or diesel fuel the sale or withdrawal of which is taxable, until such person or persons shall have complied with the provisions of this Act. Such proceedings shall be instituted in the name of Winston County by counsel chosen by the Board of Revenue.

Section 11. Each agent of any railroad company, bus or truck operator, or other transportation company or agency operating in Winston County shall report to the Board of Revenue on the first day of October, January, April, and July of each year all shipment of gasoline, kerosene, or diesel fuel as defined in this Act handled by him or through the station or office at which he is agent, and delivered to any person in Winston County during the preceding three months, giving the names and addresses of the consignor and consignee shipping and receiving gasoline, kerosene, or diesel fuel and the number of gallons or pounds contained in each and every shipment.

Section 12. The proceeds of the tax levied by this Act shall be paid into a special road and bridge fund and shall be used exclusively except as otherwise provided herein, for the construction, maintenance, and repair of unpaved public roads (and the bridges thereon) within Winston County.

Section 13. The Board of Revenue of Winston County shall be charged with the duty of enforcing the provisions of this Act, and is hereby authorized and empowered to employ such clerical assistants and inspectors, and fix their rate of pay, as may be necessary in aiding them in the enforcement of the provisions of the Act. The salaries of such clerical assistants and inspectors, and other necessary expense of enforcing this Act, shall be paid from the proceeds of the tax levied herein.

Section 14. Should any section, paragraph or portion of this Act be declared unconstitutional it shall not invalidate the remaining sections, paragraphs or portions hereof.

Section 15. All laws or parts of laws in conflict with this Act are hereby repealed.

Section 16. This Act shall become effective on the first day of the month commencing after its passage and approval by the Governor or its otherwise becoming law.

CGT—5-15-22-29-6-5

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF WINSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Jay Thornton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Advertiser, a newspaper of general circulation published in Winston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 15, May 22, May 29, and June 5, all in the year 1957.

JAY THORNTON.

Sworn to and subscribed before me June 10, 1957.

R. J. THORNTON,  
Notary Public.

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the tenth legislative day.

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Dawkins to suspend the rules in order to introduce a resolution was adopted.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Faulk	Johnson (Tallapoosa)	Nice
Adams (Jefferson)	Ferrell	Kelly	Nolen
Adams (Tallapoosa)	Franklin	Killough	Oakley
Albea	Gilchrist	Kirkham	Oden
Ashworth	Gilmer	Lackey	Payne
Bassett	Gist	Law	Perry
Boyd	Goodwyn	Lee (Lawrence)	Pirkle
Bradford	Grouby	Locke (Choctaw)	Ramey
Brannan	Hain	Locke (Perry)	Reynolds
Branyon	Hall	Love	Richardson
Brassell	Haltom	McClendon (Chambers)	Rodgers
Brewer	Hanby	McKay	Selman
Brooks	Hardy	McClendon (Bullock)	Shumate
Brown (Lamar)	Hare	McNider	Simon
Brown (Lee)	Harrison	Mathews	Solomon
Cernett	Harvey	Mathison	Speaks
Crook	Hodges	Merrill	Steagall
Davis	Holliman	Money	Stembridge
Dawkins	Huddleston	Murphy	Taylor
Dement	Jenkins	Nettles	Windle
Edwards (Escambia)	Johnson (Elmore)		

--82

## RESOLUTION

The following resolution was introduced:

By Mr. Dawkins:

H. J. R. 27. Extending sympathy to the Hon. Malcolm Edwards on the death of his father, Leroy Marion Edwards.

RESOLVED by the House, the Senate concurring, That the members of the Legislature, individually and collectively, do hereby extend to the Hon. Malcolm Edwards of Escambia and his family sincere sympathy on the passing of his father, Leroy Marion Edwards, whose death is deeply mourned.

On motion of Mr. Dawkins the rules were suspended and H. J. R. 27 was adopted.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Branyon	Dawkins	Goodwyn
Adams (Jefferson)	Brassell	Dement	Grouby
Adams (Tallapoosa)	Brewer	Edwards (Escambia)	Hain
Albea	Brooks	Faulk	Hall
Ashworth	Brown (Lamar)	Ferrell	Haltom
Bassett	Brown (Lee)	Franklin	Hanby
Boyd	Cornett	Gilchrist	Hardy
Bradford	Crook	Gilmer	Hare
Brannan	Davis	Gist	Harrison

Harvey	Lee (Lawrence)	Murphy	Richardson
Hodges	Locke (Choctaw)	Nettles	Rodgers
Holliman	Locke (Perry)	Nice	Selman
Huddleston	Love	Nolen	Shumate
Jenkins	McClendon (Chambers)	Oakley	Simon
Johnson (Elmore)	McKay	Oden	Solomon
Johnson (Tallapoosa)	McLendon (Bullock)	Payne	Speaks
Kelly	McNider	Perry	Steagall
Killough	Mathews	Pirkle	Stembridge
Kirkham	Mathison	Ramey	Taylor
Lackey	Merrill	Reynolds	Windle
Law	Money		

—82

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the tenth legislative day.

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Dawkins to suspend the rules in order to introduce a resolution was adopted.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Kelly	Nettles
Adams (Jefferson)	Franklin	Kendall	Nolen
Albea	Gilchrist	Killough	Oakley
Ashworth	Gilmer	Kirkham	Oden
Bassett	Gist	Lackey	Payne
Boyd	Goodwyn	Law	Perry
Bradford	Grouby	Lee (Lawrence)	Ramey
Brannan	Hain	Locke (Choctaw)	Reynolds
Branyon	Hall	Locke (Perry)	Richardson
Brassell	Haltom	Love	Rodgers
Brewer	Hanby	McClendon (Chambers)	Selman
Brooks	Hardy	McKay	Shumate
Brown (Lamar)	Hare	McLendon (Bullock)	Simon
Brown (Lee)	Harrison	McNider	Solomon
Callahan	Harvey	Martin	Speaks
Cox	Hodges	Mathews	Steagall
Crook	Holliman	Mathison	Stembridge
Dawkins	Huddleston	Merrill	Taylor
Dement	Jenkins	Money	Thomas
Edwards (Escambia)	Johnson (Elmore)	Murphy	Windle
Faulk	Johnson (Tallapoosa)		

—82

## RESOLUTION

The following resolution was introduced:

## HOUSE JOINT RESOLUTION

By Messrs. Oden, deGraffenried and Dawkins:

H. J. R. 28. Relative to the death of M. C. Giles, of Russellville, Alabama.

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the members of the Legislature do hereby take note of the death of M. C. Giles, of Russellville, Alabama, the father of Jones Giles, executive secretary of the Alabama Press Association, and extend their

sincere sympathy to Jones Giles and his family on the passing of his father.

Be it resolved, further, that the Clerk of the House transmit a copy of this resolution to Jones Giles, at Tuscaloosa.

On motion of Mr. Dawkins the rules were suspended and H. J. R. 28 was adopted.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Kelly	Nettles
Adams (Jefferson)	Franklin	Kendall	Nolen
Albea	Gilchrist	Killough	Oakley
Ashworth	Gilmer	Kirkham	Oden
Bassett	Gist	Lackey	Payne
Boyd	Goodwyn	Law	Perry
Bradford	Grouby	Lee (Lawrence)	Ramey
Brannan	Hain	Locke (Choctaw)	Reynolds
Branyon	Hall	Locke (Perry)	Richardson
Brassell	Haltom	Love	Rodgers
Brewer	Hanby	McClendon (Chambers)	Selman
Brooks	Hardy	McKay	Shumate
Brown (Lamar)	Hare	McLendon (Bullock)	Simon
Brown (Lee)	Harrison	McNider	Solomon
Callahan	Harvey	Martin	Speaks
Cox	Hodges	Mathews	Steagall
Crook	Holliman	Mathison	Stembridge
Dawkins	Huddleston	Merrill	Taylor
Dement	Jenkins	Money	Thomas
Edwards (Escambia)	Johnson (Elmore)	Murphy	Windle
Faulk	Johnson (Tallapoosa)		

—82

#### READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the tenth legislative day.

#### MOTION TO SUSPEND RULES LOST

The motion of Mr. Boyd to suspend the rules in order to offer a Motion in Writing was lost.

Yeas 49; Nays 34.

Yeas:

Messrs.:	Goodwyn	Lackey	Oakley
Adams (Jefferson)	Hain	Law	Payne
Albea	Hanby	Locke (Choctaw)	Perry
Ashworth	Hardy	Locke (Perry)	Pirkle
Boyd	Harrison	Love	Reynolds
Bradford	Hawkins	McClendon (Chambers)	Richardson
Brannan	Hodges	McKay	Roberts
Cornett	Hunt	McLendon (Bullock)	Rodgers
Crook	Johnson (Elmore)	Merrill	Steagall
DeSear	Kaul	Merrill	Summerlin
Edwards (Jefferson)	Kelly	Nice	Thomas
Franklin	Kendall	Nolen	Vacca
Gilchrist	Kirkham		

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*Nays:*

Mr. Speaker	Davis	Haltom	Murphy
Branyon	Dawkins	Harvey	Oden
Brassell	deGraffenried	Jenkins	Selman
Brewer	Dement	Johnson (Tallapoosa)	Shumate
Brooks	Edwards (Escambia)	McNider	Simon
Brown (Lamar)	Ferrell	Mathews	Speaks
Burkhalter	Gist	Mathison	Stembridge
Callahan	Gregory	Money	Stokes
Cox	Hall		

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## MOTION TO ADJOURN LOST

The motion of Mr. Burkhalter that the House adjourn until Friday, June 14, 1957, at ten o'clock A. M. was lost.

Yeas 25; Nays 58.

*Yeas:*

Mr. Speaker	Ferrell	Mathews	Selman
Branyon	Gregory	Mathison	Shumate
Brassell	Jenkins	Murphy	Simon
Brown (Lamar)	Johnson (Tallapoosa)	Oden	Stembridge
Burkhalter	Kelly	Reynolds	Taylor
Callahan	Lee (Lawrence)	Rodgers	Tyson
Cox			

—25

*Nays:*

Messrs.:	Dement	Hawkins	McNider
Adams (Jefferson)	DeSear	Hodges	Martin
Adams (Tallapoosa)	Edwards (Escambia)	Hunt	Nettles
Albea	Edwards (Jefferson)	Johnson (Elmore)	Nice
Ashworth	Franklin	Kaul	Nolen
Boyd	Gilchrist	Kendall	Oakley
Bradford	Gist	Killough	Perry
Brannan	Goodwyn	Lackey	Pirkle
Brewer	Hain	Law	Richardson
Brown (Lee)	Hall	Locke (Choctaw)	Speaks
Cornett	Haltom	Locke (Perry)	Steagall
Crook	Hanby	Love	Summerlin
Davis	Hardy	McClendon (Chambers)	Thomas
Dawkins	Harrison	McKay	Vacca
deGraffenried	Harvey	McLendon (Bullock)	

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## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the tenth legislative day.

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Richardson to suspend the rules in order to introduce bills was adopted.

Yeas 80; Nays 5.

*Yeas:*

Mr. Speaker	Brannan	Brown (Lee)	Crook
Adams (Jefferson)	Branyon	Burkhalter	Davis
Adams (Tallapoosa)	Brassell	Callahan	Dawkins
Albea	Brooks	Cornett	deGraffenried
Ashworth	Brown (Lamar)	Cox	Dement

DeSear	Hare	Lee (Barbour)	Perry
Edwards (Escambia)	Harrison	Lee (Lawrence)	Pirkle
Edwards (Jefferson)	Harvey	Locke (Choctaw)	Richardson
Faulk	Hawkins	Locke (Perry)	Roberts
Ferrell	Hodges	Love	Rodgers
Franklin	Holliman	McClendon (Chambers)	Selman
Gilchrist	Hunt	McKay	Shumate
Gist	Jenkins	McLendon (Bullock)	Simon
Goodwyn	Johnson (Elmore)	McNider	Speaks
Gregory	Johnson (Tallapoosa)	Martin	Steagall
Hain	Kelly	Merrill	Stembridge
Hall	Kendall	Murphy	Summerlin
Haltom	Killough	Nettles	Taylor
Hanby	Lackey	Nolen	Vacca
Hardy	Law	Oden	Windle

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*Nays:*

Messrs.:	Bradford	Mathews	Mathison
Boyd	Brewer		

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## INTRODUCTION OF BILLS

The following bills were introduced, severally read one time and referred to appropriate standing committees as follows:

By Mr. Davis:

H. 528. To amend Section 3 of Act No. 282 of the Legislature of 1945, approved July 7, 1945, (General Acts of Alabama, 1945, p. 447), which Act creates and establishes the Agricultural Center Board, such amendment to Section 3 thereof to prescribe the maximum salary of the Superintendent of the Agricultural Center.

Agriculture.

By Messrs. Goodwyn, Kendall and Nolen:

H. 529. To create the office of Solicitor General of the State of Alabama, provide for the appointment of such officer, prescribe his qualifications, duties, and powers, and provide for his compensation.

Judiciary.

By Mr. Franklin:

H. 530. To declare certain plants and weeds noxious; to make it unlawful to import or transport such noxious plants or weeds into this State; and to prescribe penalties for violations of this Act.

State Administration.

By Messrs. Hunt, Pirkle, Money, Speaks, deGraffenried, Callahan, Harvey, Locke (Perry), Cox, Jenkins, Ferrell, Gilmer, Tyson, Mathison, Mathews, Solomon, Brassell, Stembridge, Love, Brannan, Nolen, Locke (Choctaw), Summerlin, Wood, Stokes, Killough, Brooks, Kirkham, Hall, Oakley, Boyd, Taylor, Nettles, Simon, Oden, Goodwyn, Holliman, Adams (Tallapoosa), McClendon, Hanby, Bassett, McNider and Murphy:

H. 531. Relating to the Teachers Retirement System; providing prior service credit for certain members of the System who rendered service as teachers in the public schools of another State prior to becoming teachers in the public schools of this State.

Education.

By Messrs. Albea, Lee (Barbour), Thomas, Kelly, Faulk, Ferrell, Ashworth, Pirkle and Selman:

H. 532. To amend Section 15 of Title 51, Code of Alabama (1940), which exempts homesteads from ad valorem taxes.

Ways and Means.

By Messrs. Hanby, McKay, Thomas and Boyd:

H. 533. To amend Sections 6 and 7 of Act No. 158, H. 145, approved February 24, 1956 (Acts of Alabama, 1956, p. 224), entitled "An Act To provide for and fix the manner in which the Director of Conservation may execute oil, gas and mineral leases on all lands under the jurisdiction of the Department of Conservation; to further provide for the manner in which the Director of Conservation may execute oil, gas and mineral leases on lands belonging to other State departments or agencies; to further provide for the manner in which lands or any rights of interest therein under any navigable streams or navigable waters, bays, estuaries, lagoons, bayous or lakes, and the shores along the navigable waters to high tide mark, and submerged lands in the Gulf of Mexico within the historic seaward boundary of this State, which is hereby declared to extend seaward six leagues from the land bordering the Gulf, may be leased and managed by the Director of Conservation; to provide for pooling and unitization agreements; to provide for the disposition of revenue derived from such leases; to provide for the Governor's approval for all such agreements, and to further provide for the repeal of all laws in conflict with the provisions of this Act."

Judiciary.

By Messrs. Hare, Stokes and Kendall:

H. 534. To regulate seating on public buses and public railroads and to provide penalties.

Ways and Means.

By Mr. Hare:

H. 535. To make it unlawful for any person to demand, solicit, or receive, either directly or indirectly, for himself or for any other person, any money, service, or other valuable consideration, for or on account of any appointment to, or the retention of any person in, any office or position of employment in the public service of this State or any political subdivision thereof; and to prescribe penalties for violations of the Act.

Judiciary.

By Mr. Hare:

H. 536. To re-enact and amend Section 167 of Title 52, Code of Alabama (1940), which relates to city boards of education.

Local Government.

By Mr. Hare:

H. 537. To re-enact and amend Section 93 of Title 52, Code of Alabama (1940), which relates to county boards of education.

Education.

By Mr. Cox (with notice and proof):

H. 538. To amend Section 7 of the Act of the Legislature of Alabama, approved June 28th, 1943, by the Governor, by which the Municipal Utilities Board of Albertville, Alabama, was created, being Act Number 287 of the regular session of the Legislature of Alabama of 1943.

Local Legislation No. 1.

Notice and Proof H. 538:

LEGAL NOTICE

AN ACT

To amend Section 7 of the Act of the Legislature of Alabama, approved June 28th, 1943, by the Governor, by which the Municipal Utilities Board of Albertville, Alabama, was created, being Act Number 287 of the regular session of the Legislature of Alabama of 1943.

Section 1. That Section 7 of the Act of the Legislature of Alabama, approved June 28th, 1943, by which the Municipal Utilities Board of Albertville, Alabama was created, being Act Number 287 of the regular session of the Legislature of Alabama of 1943, be and the same is hereby amended so as to read as follows: "Section 7. Compensation of the Members of the Board—Each member of the Board shall be paid at the rate of \$50.00 per month. The compensation to the members of the Board shall be paid in monthly installments from the money received from the operation of the Electric Distribution System.

Section 2. This Act shall become effective upon its passage and approval by the Governor, or its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF MARSHALL

Before me, the undersigned authority in and for said County in said State, this day personally appeared Pat M. Courington, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was President of the Sand Mountain Reporter and Herald, a newspaper of general circulation published in Marshall County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on March 7, March 14, February 21, and February 28, all in the year 1957.

PAT M. COURINGTON.

Sworn to and subscribed before me June 8, 1957.

JESSE A. CULP.

By Messrs. Martin, Branyon and Ramey:

H. 539. To provide the sum of \$50,000, in addition to all other sums heretofore provided, for the payment of awards by the Board of Adjustment made during the fiscal year ending September 30, 1957.

Ways and Means.

By Messrs. Martin, Branyon and Ramey:

H. 540. To make an additional appropriation to the Alabama Alcoholic Beverage Control Board for equipment purchases.

Ways and Means.

By Mr. Adams (Jefferson):

H. 541. To amend Section 56 of Title 19, Code of Alabama 1940, which provides that access to public roads or highways may be acquired by condemnation.

Judiciary.

By Mr. Hodges (with notice and proof):

H. 542. Relating to St. Clair County: To amend Act No. 439, H. 933, approved August 17, 1951, (Acts of Alabama 1951, page 790), which impose extra, new and additional duties on the Tax Assessor and Tax Collector.

Local Legislation No. 1.

Notice and Proof H. 542:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to St. Clair County: To amend Act No. 439, H. 933, approved August 17, 1951, (Acts of Alabama 1951, page 790), which imposed extra, new and additional duties on the Tax Assessor and Tax Collector.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 439, H. 933, approved August 17, 1951 (Acts of Alabama, 1951, page 790) entitled "An Act Relating to St. Clair County: To impose extra, new, and additional duties upon the Tax Assessor and Tax Collector and providing additional compensation for the performance thereof", is hereby amended to read as follows:

"Section 1. The Tax Assessor and the Tax Collector of St. Clair County shall, in addition to their other duties, maintain an office at the branch court house in Pell City for the purpose of assessing and collecting taxes. All records of such officers relative to the assessment and collection of taxes in beats 10, 11, 12, 13, 14, 15, 16, 17, 19, 20, 21, 23, 24 and 26 shall be maintained in the courthouse in Pell City and all such records relative to taxes in beats 1, 2, 3, 4, 5, 6, 7, 8, 9, 18, 22, and 25 shall be maintained at the courthouse in Ashville."

Section 2. Section 2 of said Act No. 439, H. 933, approved August 17, 1951 (Acts of Alabama 1951, page 790), is hereby amended to read as follows:

"Section 2. To defray the expenses involved in maintaining an office at each of the court houses in St. Clair County the Tax Assessor and the Tax Collector of St. Clair County shall each receive an allowance of one hundred and fifty dollars (\$150) per month, provided that full-time tax assessing and collecting services are available at both the court houses in St. Clair County and the records relative to the several beats in the county are maintained in the office designated for them in Section 1 of this Act. The allowances hereby made shall be paid out of the St. Clair County treasury."

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

NA 5/9-16-23-30, 1957

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF ST. CLAIR

Before me, the undersigned authority in and for said County in said State, this day personally appeared E R. Blair, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the St. Clair News-Aegis, a newspaper of general circulation published in St. Clair County, Alabama, and that the attached no-

tice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 9-16-23-30, all in the year 1957

E. R. BLAIR.

Sworn to and subscribed before me June 10, 1957.

ETHEL BLAIR,  
Notary Public.

By Mr. Vacca:

H. 543. To amend Section 4 of Act No. 276, General Laws, Regular Session of 1939, to make the term "state" as used herein to mean any one of the several states and Alaska, Hawaii, the Commonwealth of Puerto Rico, the Virgin Islands, and the District of Columbia; and to provide that this Act may be cited as the uniform act for out-of-state supervision of parolees and probationers.

Judiciary.

By Messrs. Hardy, Gilmer and Hain:

H. 544. To amend Section 348 of Title 51, Code of Alabama (1940).

Ways and Means.

By Mr. Summerlin:

H. 545. To require a report from the Clerk of the Supreme Court of Alabama showing the status of cases submitted to that Court to be made public and available for inspection, and to provide that copies of said report shall be delivered to the office of the Clerk of the House of Representatives and the Secretary of the Senate.

Judiciary.

By Mr. Summerlin:

H. 546. To require a report from the Clerk of the Court of Appeals of Alabama showing the status of cases submitted to that Court to be made public and available for inspection, and to provide that copies of said report shall be delivered to the office of the Clerk of the House of Representatives and the Secretary of the Senate.

Judiciary.

By Mr. Adams (Tallapoosa):

H. 547. To amend Section 347 of Title 37 of the Code of Alabama of 1940 so as to provide that if the resolution authorizing the issuance of revenue anticipation bonds under Subdivision 4 of Article 2 of Chapter 6 of Title 37 of the Code of Alabama of 1940 contains a reservation of the right to issue additional bonds payable out of the same revenue on a parity of lien with those issued under said resolution then such additional bonds may be issued with such parity of lien.

Local Government.

By Messrs. Wood, Holliman, Kirkham and Bassett:

H. 548. To fix the compensation of the county solicitor, deputy solicitor, or deputy circuit solicitor of all counties having a population of not less than 14,000 nor more than 16,000, according to the last or any subsequent federal decennial census.

Local Legislation No. 1.

By Mr. Stokes:

H. 549. To repeal the act approved September 9, 1953 entitled "An Act To authorize life insurance companies of this State to invest in

loans to corporations whose securities have been approved by the State Securities Commission of Alabama" (Act No. 539, H. 368, Acts of 1953, Vol. II, p. 755).

#### Business and Labor.

By Messrs Harrison, Pruitt, Branyon, deGraffenried, Ashworth, Callahan, Speaks, Nolen, McClendon and Burkhalter:

H. 550. Proposing an amendment to the Constitution relative to the levying of additional state taxes for public health purposes.

#### Constitution and Elections.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Harrison, Branyon, Pruitt, deGraffenried, Ashworth, Callahan, Speaks, Nolen, McClendon and Burkhalter:

H. 551. To amend Sections 18 and 19, Title 51, Code of Alabama (1940), which relate to the rate of state taxes on property, by increasing the rate of such taxes to one and fifteen one-hundredths per cent and by prescribing the purposes for which such additional tax shall be used.

#### Constitution and Elections.

By Messrs. Fite, Hunt, Jenkins, Callahan, deGraffenried, Ashworth, Gist, Gregory, Branyon, Haltom, Lee (Lawrence), Franklin and Payne:

H. 552. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1958, and September 30, 1959, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of the Alabama Polytechnic Institute, the Board of Trustees of the University of Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, and for the Teachers' Retirement System.

#### Ways and Means.

### READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the tenth legislative day.

### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Richardson to suspend the rules in order for the Standing Committees to report and to have Bills on Second Reading, was adopted.

Yeas 75; Nays 1.

#### Yeas:

Mr. Speaker	Brassell	Edwards (Escambia)	Gregory
Adams (Tallapoosa)	Brooks	Edwards (Jefferson)	Grouby
Albea	Brown (Lamar)	Faulk	Hain
Ashworth	Burkhalter	Ferrell	Hall
Bassett	Cornett	Franklin	Haltom
Bradford	Dawkins	Gilmer	Hanby
Branyon	Dement	Gist	Hardy

Hare	Killough	Mathison	Richardson
Harrison	Kirkham	Merrill	Rodgers
Harvey	Lackey	Money	Simon
Hawkins	Lee (Barbour)	Murphy	Solomon
Hodges	Lee (Lawrence)	Nettles	Speaks
Holliman	Locke (Choctaw)	Nice	Steagall
Hunt	McClendon (Chambers)	Oakley	Stembridge
Jenkins	McKay	Oden	Thomas
Johnson (Elmore)	McLendon (Bullock)	Payne	Vacca
Johnson (Tallapoosa)	McNider	Pirkle	Ward
Kelly	Martin	Pruitt	Wood
Kendall	Mathews	Reynolds	

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Nay: Mr Brewer

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## BILLS ON SECOND READING

Mr. Brown (Lee), Chairman of the Standing Committee on Transportation, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 339. To designate certain parts of the state highway system as "The Heart of Dixie Highway."

Mr. Solomon, Chairman of the Standing Committee on Agriculture, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

S. 58. To authorize and provide for the producers of certain agricultural commodities to act jointly and in cooperation with handlers, processors, and the State Department of Agriculture and Industries in promoting the production, distribution, use and consumption of such commodities; providing that producers may levy upon themselves assessments for the purpose of financing a promotional program, and providing for the imposition of such assessments and the collection thereof; superseding an act approved October 9, 1947 entitled "An Act To enable farmers who are producers of agricultural commodities to act jointly with dealers and processors in promoting the sale, distribution and consumption of such Alabama products" (Act No. 699, H. 594, General Acts of 1947, p. 536).

Mr. Grouby, Chairman of the Standing Committee on State Administration, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 305. To provide for the registration in this State of the birth of certain children born outside the State of Alabama.

Mr. Grouby, Chairman of the Standing Committee on State Administration, reported that said Committee in session had acted on the following bill and ordered same returned to the House without recommendation, and it was read a second time and placed on the Calendar, to-wit:

H. 303 (without recommendation). To define and regulate through licensure the practice of landscape architecture; establishing the State Board of Landscape Architects, and prescribing its powers and duties; prescribing qualifications of licensees to practice landscape architecture, fees for such licenses and penalties for violations of this Act; authorizing the State Board of Landscape Architects to examine applicants for licenses to practice landscape architecture, and to issue, deny, suspend and revoke such licenses; providing for appeals from decisions of the board



to the courts of this State; providing for the collection and disbursement of examination and license fees and penalties; and providing for the enforcement of this Act.

Mr. Grouby, Chairman of the Standing Committee on State Administration, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 325. To amend Section 19 of Act No. 248 of the Legislature of Alabama of 1945, approved July 6, 1945, General Acts of Alabama of 1945, pages 376-400, as heretofore amended by Act No. 109 of the Legislature of Alabama of 1956, approved February 14, 1956, Acts of Alabama, Special Sessions, 1956, pages 165-166.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 437. To fix the compensation of the county superintendent of education of Washington County.

H. 515. To regulate further the office of Circuit Solicitor of the Eleventh Judicial Circuit. Creating special funds for expenditure for the benefit of the Circuit Solicitor in law enforcement and in the conduct of his office

S. 117. To alter, rearrange and extend the boundaries of the City of Montgomery so as to include within the corporate limits thereof certain additional territory located in the North Half of Section 22, Township 16N, Range 18E, Montgomery County, Alabama.

Mr. Brown (Lamar), Chairman of the Standing Committee on Military Affairs, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 336. To provide for the organization by the officers of the organized militia of a state association of such officers and to prescribe the powers and duties of such association.

H. 337. Relating to the composition of the militia of the State.

Mr. Kelly, Chairman of the Standing Committee on Public Welfare, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 367 (with amendment). To amend Section 13 of Act No. 703, H. 544, approved September 5, 1951 (Acts of Alabama, 1951, p. 1211), which relates to eligibility for the receipt of public assistance.

#### READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the tenth legislative day.

#### MOTION TO SUSPEND RULES LOST

The motion of Mr. Oden to suspend the rules in order to introduce a resolution was lost.

Yeas 19; Nays 34.

*Yeas:*

Mr. Speaker	Dawkins	Holliman	Murphy
Branyon	Dement	Huddleston	Rodgers
Brooks	Hall	Kirkham	Simon
Brown (Lamar)	Haltom	McNider	Taylor
Davis	Harrison	Mathison	

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*Nays:*

Messrs.:	Gilmer	Love	Ramey
Adams (Jefferson)	Gist	McClendon (Chambers)	Richardson
Adams (Tallapoosa)	Hain	McLendon (Bullock)	Solomon
Albea	Hanby	Martin	Speaks
Bassett	Hardy	Merrill	Steagall
Bradford	Hodges	Nettles	Stembridge
Cornett	Hunt	Nolen	Thomas
Edwards (Escambia)	Johnson (Tallapoosa)	Oakley	Ward
Gilchrist	Lee (Barbour)	Perry	

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## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the tenth legislative day.

## MOTION TO SUSPEND RULES ADOPTED

On motion of Mr. Dawkins the rules were suspended in order to take up for immediate consideration the bill, H. 134, which was the Unfinished Business on the Calendar.

Yeas 77; Nays 6.

*Yeas:*

Mr. Speaker	Edwards (Escambia)	Johnson (Tallapoosa)	Nice
Adams (Jefferson)	Franklin	Kaul	Nolen
Adams (Tallapoosa)	Gilchrist	Kelly	Oakley
Albea	Gilmer	Kendall	Payne
Ashworth	Gist	Law	Perry
Bassett	Grouby	Lee (Barbour)	Ramey
Boyd	Hain	Lee (Lawrence)	Reynolds
Branyon	Hall	Locke (Choctaw)	Selman
Brassell	Haltom	Locke (Perry)	Shumate
Brooks	Hanby	Love	Simon
Brown (Lamar)	Hardy	McKay	Solomon
Brown (Lee)	Harrison	McLendon (Bullock)	Speaks
Burkhalter	Harvey	McNider	Stembridge
Callahan	Hawkins	Martin	Summerlin
Cornett	Hodges	Mathews	Taylor
Crook	Holliman	Mathison	Thomas
Davis	Huddleston	Merrill	Vacca
Dawkins	Hunt	Money	Ward
deGraffenried	Jenkins	Murphy	Windle
Dement			

—77

*Nays:*

Messrs.:	Kirkham	Richardson	Steagall
Bradford	Nettles	Rodgers	

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## UNFINISHED BUSINESS

The House proceeded to the consideration of the Unfinished Business, which was the bill,

H. 134. To provide for licensing manufacturers, distillers, vintners, distributors and producers of alcoholic beverages who sell to the Alabama Alcoholic Beverage Control Board, and to provide for the disposition of monies collected under this act, and to repeal all laws in conflict herewith. As amended.

Mr. Dawkins offered the following amendment to the bill, H. 134, as amended:

#### AMENDMENT TO H. B. 134, AS AMENDED

Amend the bill, H. B. 134, by striking out Section 2 of the bill and inserting in lieu thereof the following:

"Section 2. The license fees herein levied shall be collected by the Alabama Alcoholic Beverage Control Board and shall be certified and remitted to the Commission on Education With Respect to Alcoholism to be used by such commission as provided by law, and such license fees herein levied shall be in lieu of the license fees prescribed in subsection (c) of Section 1 and subsection (c) of Section 2 of Act No. 298, S. 137, approved August 14, 1947, as amended."

Also, strike out Section 3 of the bill and insert in lieu thereof the following:

"Section 3. All laws or parts of laws in conflict with this Act are hereby repealed; provided, however, that nothing contained in this Act shall be construed as a repeal of any provision of said Act No 298, S. 137, approved August 14, 1947, as amended, except as to the fees prescribed in subsection (c) of Section 1 and subsection (c) of Section 2 of said Act No. 298.

And the amendment was adopted.

Yeas 86; Nays 3.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	Faulk	Kaul	Oden
Adams (Tallapoosa)	Ferrell	Kelly	Payne
Albea	Franklin	Kendall	Perry
Ashworth	Gilchrist	Killough	Pirkle
Bassett	Gilmer	Kirkham	Ramey
Boyd	Gist	Law	Reynolds
Bradford	Gregory	Lee (Lawrence)	Selman
Brannan	Grouby	Locke (Choctaw)	Shumate
Branyon	Hain	Locke (Perry)	Simon
Brassell	Hall	Love	Solomon
Brooks	Haltom	McClendon (Chambers)	Steagall
Brown (Lamar)	Hanby	McLendon (Bullock)	Stembridge
Brown (Lee)	Hare	McNider	Summerlin
Burkhalter	Harrison	Martin	Taylor
Cornett	Hawkins	Mathison	Thomas
Cox	Hodges	Merrill	Tyson
Crook	Holliman	Murphy	Vacca
Davis	Huddleston	Nettles	Ward
Dawkins	Hunt	Nice	Windle
deGraffenried	Jenkins	Nolen	Wood
Dement	Johnson (Elmore)		

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Nays: Messrs. Goodwyn, Lee (Barbour) and Rodgers

—3

Mr. Davis offered the following amendment to the bill, H. 134, as amended:

## AMENDMENT OF H. B. 134, AS AMENDED

Insert the following phrase between the word "Board" and the word "and" where said words appear together in the caption of the bill:

"and certain publishers of liquor advertising,"

Also, add the following paragraph to Section 1 of the bill:

(3) The Board shall also require the publisher of any newspaper in this State in which alcoholic beverages are advertised to make application to the Board and be granted a license before any such advertising shall be published. The license shall become due on the first day of October in each year and shall expire on the last day of the following September. The charge for such license shall be an amount equal to five percent of the gross proceeds derived by the applicant from the sale of such advertising during the preceding year; provided that the Board may issue such a license for the remainder of the current fiscal year to a daily newspaper for the sum of two hundred dollars, for a weekly or bi-weekly newspaper, fifty dollars, or for twenty-five dollars if the newspaper is published monthly .

On motion of Mr. Dawkins the amendment offered by Mr. Davis was laid upon the table.

Yeas 57; Nays 38.

*Yeas:*

Messrs.:	Dement	Jenkins	Merrill
Adams (Jefferson)	DeSear	Johnson (Tallapoosa)	Murphy
Adams (Tallapoosa)	Edwards (Jefferson)	Kaul	Nice
Albea	Franklin	Kendall	Nolen
Ashworth	Gilmer	Lackey	Payne
Bassett	Goodwyn	Law	Perry
Boyd	Grouby	Lee (Lawrence)	Pruitt
Bradford	Hall	Locke (Choctaw)	Reynolds
Branyon	Haltom	Locke (Perry)	Simon
Brown (Lee)	Hanby	McClendon (Chambers)	Steagall
Callahan	Hardy	McKay	Thomas
Cornett	Harrison	McLendon (Bullock)	Tyson
Crook	Hawkins	McNider	Vacca
Dawkins	Hodges	Mathews	Ward
deGraffenried	Holliman		

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*Nays:*

Mr. Speaker	Ferrell	Killough	Rodgers
Brannan	Gilchrist	Lee (Barbour)	Selman
Brassell	Gist	Love	Shumate
Brewer	Gregory	Martin	Solomon
Brooks	Hain	Mathison	Speaks
Brown (Lamar)	Harvey	Money	Stembridge
Burkhalter	Huddleston	Oden	Stokes
Cox	Hunt	Pirkle	Windle
Davis	Johnson (Elmore)	Richardson	Wood
Edwards (Escambia)	Kelly		

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And said bill, H. 134, as amended, was again read at length and passed.

Yeas 95; Nays 2.

*Yeas:*

Mr. Speaker	Ashworth	Brannan	Brooks
Adams (Jefferson)	Bassett	Branyon	Brown (Lamar)
Adams (Tallapoosa)	Boyd	Brassell	Brown (Lee)
Albea	Bradford	Brewer	Burkhalter

Callahan	Haltom	Lee (Lawrence)	Pirkle
Cornett	Hanby	Locke (Choctaw)	Pruitt
Cox	Hardy	Locke (Perry)	Ramey
Crook	Hare	Love	Reynolds
Davis	Harrison	McKay	Richardson
Dawkins	Harvey	McLendon (Bullock)	Selman
Dement	Hawkins	McNider	Shumate
DeSear	Huddleston	Martin	Simon
Edwards (Escambia)	Hunt	Mathews	Solomon
Faulk	Jenkins	Mathison	Speaks
Ferrell	Johnson (Elmore)	Merrill	Stembridge
Franklin	Johnson (Tallapoosa)	Money	Stokes
Gilchrist	Kaul	Murphy	Summerlin
Gilmer	Kelly	Nettles	Thomas
Gist	Kendall	Nice	Tyson
Goodwyn	Killough	Nolen	Vacca
Gregory	Kirkham	Oakley	Ward
Grouby	Lackey	Oden	Windle
Hain	Law	Payne	Wood
Hall	Lee (Barbour)	Perry	

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Nays: Messrs. Hodges and Rodgers

—2

## MOTION TO ADJOURN LOST

The motion of Mr. Burkhalter that the House adjourn until Friday, June 14, 1957, at ten o'clock A. M. was lost.

Yeas 36; Nays 57.

Yeas:

Mr. Speaker	Crook	Kelly	Ramey
Bradford	Edwards (Escambia)	Killough	Reynolds
Branyon	Ferrell	Lee (Lawrence)	Rodgers
Brassell	Gregory	McLendon (Bullock)	Selman
Brooks	Hain	Mathews	Shumate
Brown (Lamar)	Hardy	Mathison	Simon
Burkhalter	Hare	Money	Solomon
Callahan	Jenkins	Murphy	Stembridge
Cox	Johnson (Tallapoosa)	Oden	Windle

—36

Nays:

Messrs.:	Edwards (Jefferson)	Kaul	Nice
Adams (Jefferson)	Franklin	Kendall	Nolen
Adams (Tallapoosa)	Gilchrist	Kirkham	Oakley
Ashworth	Gist	Lackey	Perry
Bassett	Goodwyn	Law	Pirkle
Boyd	Grouby	Lee (Barbour)	Pruitt
Brannan	Hall	Locke (Choctaw)	Richardson
Brewer	Haltom	Locke (Perry)	Speaks
Brown (Lee)	Hanby	Love	Steagall
Cornett	Harrison	McKay	Summerlin
Davis	Harvey	McNider	Thomas
Dawkins	Hawkins	Martin	Tyson
deGraffenried	Hodges	Merrill	Vacca
Dement	Hunt	Nettles	Ward
DeSear	Johnson (Elmore)		

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## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the tenth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Huddleston to suspend the rules in order to take up for immediate consideration the third reading of the bills on the first fifteen pages of the Calendar was lost.

Yeas 41; Nays 35.

## Yeas:

Messrs.:	Grouby	Law	Perry
Albea	Haltom	Lee (Barbour)	Pirkle
Bassett	Hare	Lee (Lawrence)	Roberts
Boyd	Hodges	Love	Solomon
Bradford	Huddleston	McClendon (Chambers)	Speaks
Brannan	Hunt	McKay	Steagall
Callahan	Johnson (Elmore)	McLendon (Bullock)	Summerlin
Crook	Kaul	Merrill	Thomas
deGraffenried	Kelly	Nettles	Vacca
Franklin	Kendall	Oakley	Ward
Gilchrist	Killough		

—41

## Nays:

Mr. Speaker	Ferrell	Martin	Shumate
Branyon	Gilmer	Mathews	Simon
Brassell	Gregory	Mathison	Stembridge
Brooks	Hain	Money	Stokes
Brown (Lamar)	Hanby	Murphy	Taylor
Cornett	Hardy	Oden	Tyson
Davis	Harvey	Pruitt	Windle
Dement	Kirkham	Richardson	Wood
Edwards (Escambia)	McNider	Selman	

--35

## MOTION TO ADJOURN LOST

The motion of Mr. Tyson that the House adjourn until Friday, June 14, 1957, at eleven o'clock A. M. was lost.

Yeas 36; Nays 43.

## Yeas:

Mr. Speaker	Crook	Lee (Lawrence)	Rodgers
Adams (Tallapoosa)	Ferrell	Love	Selman
Bradford	Gregory	McLendon (Bullock)	Shumate
Branyon	Hall	Mathews	Simon
Brassell	Hare	Mathison	Solomon
Brown (Lamar)	Hodges	Money	Stembridge
Burkhalter	Jenkins	Murphy	Taylor
Callahan	Killough	Oden	Tyson
Cox	Lee (Barbour)	Roberts	Windle

—36

## Nays:

Messrs.:	Cornett	Gilmer	Hardy
Adams (Jefferson)	Davis	Gist	Harvey
Bassett	deGraffenried	Grouby	Holliman
Boyd	DeSear	Hain	Huddleston
Brannan	Edwards (Escambia)	Haltom	Hunt
Brown (Lee)	Franklin	Hanby	Johnson (Elmore)

Kendall	Merrill	Perry	Summerlin
Kirkham	Nettles	Pruitt	Thomas
McClendon (Chambers)	Nice	Richardson	Vacca
McKay	Nolen	Speaks	Ward
McNider	Oakley	Steagall	Wood

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## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the tenth legislative day.

## MOTION TO SUSPEND RULES

Mr. Haltom moved to suspend the rules in order to take up for immediate consideration the third reading of the bill, S. 53.

## MOTION TO RECESS LOST

The motion of Mr. Goodwyn that the House recess for thirty minutes was lost.

Yeas 38; Nays 39.

## Yeas:

Mr. Speaker	Gilchrist	Jenkins	Oden
Adams (Jefferson)	Gilmer	Killough	Payne
Bassett	Goodwyn	Lee (Lawrence)	Ramey
Branyon	Gregory	Locke (Choctaw)	Reynolds
Brown (Lamar)	Hain	McClendon (Chambers)	Roberts
Cox	Hall	Mathews	Rodgers
Dawkins	Haltom	Merrill	Selman
Dement	Hardy	Nettles	Shumate
Ferrell	Hare	Nolen	Wood
Franklin	Hawkins		

—38

## Nays:

Messrs.:	deGraffenried	Love	Richardson
Adams (Tallapoosa)	Edwards (Escambia)	McKay	Solomon
Albea	Gist	McLendon (Bullock)	Speaks
Bradford	Hodges	McNider	Steagall
Brannan	Holliman	Money	Stembridge
Brewer	Hunt	Murphy	Taylor
Brown (Lee)	Johnson (Elmore)	Nice	Thomas
Cornett	Kirkham	Oakley	Tyson
Crook	Lackey	Perry	Ward
Davis	Lee (Barbour)	Pirkle	Windle

—39

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Haltom to suspend the rules in order to bring up for immediate consideration the third reading of the bill, S. 53, was adopted.

Yeas 77; Nays 11.

## Yeas:

Mr. Speaker	Branyon	Cornett	DeSear
Adams (Jefferson)	Brewer	Crook	Edwards (Escambia)
Adams (Tallapoosa)	Brown (Lamar)	Dawkins	Faulk
Albea	Brown (Lee)	deGraffenried	Franklin
Bassett	Burkhalter	Dement	Gilchrist

Gilmer	Johnson (Elmore)	McKay	Reynolds
Gist	Kelly	McLendon (Bullock)	Roberts
Gregory	Kendall	McNider	Rodgers
Grouby	Jenkins	Merrill	Selman
Hain	Killough	Murphy	Shumate
Hall	Kirkham	Nettles	Simon
Haltom	Lackey	Nice	Solomon
Hanby	Law	Nolen	Steagall
Hardy	Lee (Barbour)	Oakley	Stembridge
Harrison	Lee (Lawrence)	Payne	Thomas
Hawkins	Locke (Choctaw)	Perry	Tyson
Hodges	Locke (Perry)	Pirkle	Vacca
Holliman	Love	Pruitt	Ward
Huddleston	McClendon (Chambers)	Ramey	Wood
Hunt			

—77

*Nays:*

Messrs.:	Brannan	Cox	Speaks
Boyd	Brassell	Oden	Taylor
Bradford	Callahan	Richardson	Windle

—11

## And the bill:

S. 53. To provide for the incorporation of certain public bodies heretofore or hereafter created and established pursuant to Chapter 6 of Title 22, Code of Alabama (1940), and to prescribe the powers of such corporations in relation to the establishment and operation of certain public hospitals.

Was read a third time at length and passed.

Yeas 84; Nays 0.

*Yeas:*

Mr. Speaker	Franklin	Kirkham	Oden
Adams (Jefferson)	Gilmer	Law	Payne
Albea	Gist	Lee (Barbour)	Perry
Bassett	Goodwyn	Lee (Lawrence)	Pruitt
Boyd	Gregory	Locke (Choctaw)	Ramey
Bradford	Grouby	Locke (Perry)	Reynolds
Brannan	Hain	Love	Roberts
Branyon	Hall	McClendon (Chambers)	Selman
Brassell	Haltom	McKay	Simon
Brown (Lamar)	Hardy	McLendon (Bullock)	Solomon
Brown (Lee)	Hare	McNider	Speaks
Burkhalter	Harrison	Martin	Steagall
Cornett	Harvey	Mathews	Stembridge
Crook	Hodges	Mathison	Summerlin
Dawkins	Holliman	Merrill	Taylor
deGraffenried	Huddleston	Money	Thomas
Dement	Hunt	Murphy	Tyson
DeSear	Jenkins	Nettles	Vacca
Edwards (Escambia)	Johnson (Elmore)	Nice	Ward
Faulk	Kelly	Nolen	Windle
Ferrell	Killough	Oakley	Wood

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## ADJOURNMENT

On motion of Mr. Burkhalter the House adjourned until Friday, June 14, 1957, at ten o'clock A. M.



Yeas 49; Nays 41.

## Yeas:

Mr. Speaker	Hain	Locke (Choctaw)	Ramey
Bradford	Hall	Locke (Perry)	Reynolds
Branyon	Hardy	Love	Rodgers
Brassell	Hare	McLendon (Bullock)	Selman
Brooks	Harvey	Martin	Shumate
Brown (Lamar)	Holliman	Mathews	Simon
Burkhalter	Jenkins	Mathison	Solomon
Callahan	Kelly	Money	Steagall
Cox	Killough	Murphy	Stembridge
Dawkins	Kirkham	Oden	Taylor
Ferrell	Lee (Barbour)	Payne	Windle
Gist	Lee (Lawrence)	Pruitt	Wood
Gregory			

—49

## Nays:

Messrs.:	Edwards (Escambia)	Johnson (Elmore)	Oakley
Adams (Jefferson)	Franklin	Kaul	Perry
Adams (Tallapoosa)	Gilchrist	Kendall	Richardson
Albea	Gilmer	Law	Roberts
Brannan	Goodwyn	McClendon (Chambers)	Speaks
Brewer	Grouby	McKay	Summerlin
Brown (Lee)	Haltom	McNider	Thomas
Cornett	Hawkins	Merrill	Tyson
deGraffenried	Hodges	Nettles	Vacca
Dement	Huddleston	Nolen	Ward
DeSear	Hunt		

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## TWELFTH DAY

House of Representatives  
Montgomery, Alabama  
Friday, June 14, 1957

The House met pursuant to adjournment.

## PRAYER

The session was opened with prayer by Dr. C. Byrd Harbour, Pastor,  
Forest Avenue Methodist Church, Montgomery, Alabama.

## ROLL CALL

On a call of the roll of the House the following members answered  
to their names:

Mr. Speaker	Brown (Lamar)	Ferrell	Harrison
Adams (Jefferson)	Brown (Lee)	Franklin	Harvey
Adams (Tallapoosa)	Burkhalter	Gilchrist	Hodges
Albea	Callahan	Gilmer	Holliman
Ashworth	Cornett	Gist	Huddleston
Bassett	Cox	Goodwyn	Hunt
Boyd	Davis	Gregory	Jenkins
Bradford	Dawkins	Grouby	Johnson (Elmore)
Branyon	deGraffenried	Hain	Johnson (Tallapoosa)
Brassell	Dement	Hall	Kaul
Brewer	DeSear	Haltom	Kelly
Broadfoot	Edwards (Escambia)	Hanby	Kendall
Brooks	Edwards (Jefferson)	Hardy	Killough

Kirkham	McNider	Oden	Solomon
Lackey	Martin	Payne	Speaks
Law	Mathews	Perry	Steagall
Lee (Barbour)	Mathison	Pirkle	Stembridge
Lee (Lawrence)	Merrill	Pruitt	Summerlin
Locke (Choclaw)	Money	Ramey	Thomas
Locke (Perry)	Murphy	Richardson	Tyson
Love	Nettles	Rodgers	Vacca
McClendon (Chambers)	Nice	Selman	Ward
McKay	Nolen	Shumate	Windle
McLendon (Bullock)	Oakley	Simon	Wood

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A quorum was present.

#### LEAVE OF ABSENCE

On motion of Mr. Killough leave of absence was granted to Mr. Taylor because of personal illness.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 213. To provide for a Chief Deputy Sheriff and other Deputies Sheriff of Elmore County, Alabama, and to provide for their compensation and allowances of expenses.

Also:

H. 17. Relating to the municipality of Prattville in Autauga County: To alter and rearrange the boundaries of the City.

Also:

H. 25. To amend Act No. 183, H. 558, approved June 23, 1945 (Local Acts of Alabama, 1945, page 99) which divided Butler County into four commissioner's districts and provided for the election, tenure of office and compensation of commissioners for each of such districts.

Also:

H. 45. To apply in Cleburne County only; regulating further the taking of fish from public streams and impounded waters; authorizing the taking of catfish by the use of baskets or nets, including wire mesh baskets, on which a privilege license tax has been paid; prohibiting the sale of fish so taken.

Also:

H. 51. To permit any bank or branch bank located in Colbert County to establish in the municipality of Cherokee, Alabama, one branch bank, branch agency, additional office, or branch place of business in addition to all other branches, agencies, offices, or places of business authorized by law, subject to the approval of the State Superintendent of Banks.

Also:

H. 53. To permit any bank in Coosa County to establish one or more branches, or additional offices or places of business, for the receipt of deposits, payment of checks, lending of money, and doing a general banking business, subject to the approval of the State Superintendent of Banks.

Also:

H. 78. To fix the salary of the Deputy Solicitor for Houston County, Alabama, at thirty-six hundred dollars per year, and to provide for the payment thereof.

Also:

H. 99. To prescribe the salary and the manner of payment thereof of certain deputies sheriff for Lamar County.

Also:

H. 107. To provide further for the development of Marion County, conferring on the governing body of said county additional powers and authority to provide for public schools and other county improvements.

Also:

H. 116. To create and establish the Marion County Superior Court; to define its jurisdiction and powers; to provide for its officers, their appointment, election, term of office, powers, duties and compensation; to provide that the court shall be open at all times for the transaction of business and to authorize the judge to fix the time for sessions for the trial of cases; to empower the court to prescribe its own rules of pleading, practice and procedure; and to give such rules the force and effect of law; to abolish the Marion County Court and transfer all causes pending therein to the court hereby established; and to provide for the transfer of certain causes pending in the circuit court of Marion County.

Also:

H. 205. To provide the Sheriff of Covington County, Alabama, and additional Deputy Sheriff to those now provided by law; to fix the salary of said deputy and to make the same payable in equal monthly installments from the General Funds of Covington County, Alabama.

Also:

H. 206. To increase the minimum and maximum salaries payable to Deputies Sheriff (except the Chief Deputy) of Covington County, Alabama, now authorized under the laws of Alabama.

Also:

H. 211. To alter or re-arrange the boundary lines of the city of Fort Payne, DeKalb County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in DeKalb County, Alabama.

Also:

H. 223. To alter, re-arrange, and extend the boundaries of the City of Headland in Henry County.

Also:

H. 227. Making an appropriation from the treasury of Madison County for the relief of R. B. Massey, to compensate him for property damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal liability and cannot be sued.

Also:

H. 146. To alter, rearrange and extend the boundaries of the City of Montgomery so as to include within the corporate limits thereof certain

additional territory located in the North Half of Section 22, Township 16N, Range 18E, Montgomery County, Alabama.

Also:

H. 257. To Alter or re-arrange the boundary lines of the Town of Rainsville, Alabama, so as to include within the corporate limits of said town or territory not already included therein.

Also:

H. 259. To apply in but only in counties having a population of not less than 19,200 inhabitants, nor more than 20,200, according to the last or any subsequent federal decennial census; authorizing the court of county commissioners, board of revenue or like governing body of such counties, by whatever name called or designated, to fix the compensation of deputies sheriff.

Also:

H. 293. To fix the compensation of the county superintendent of education in all counties having a population of not more than 16,475 nor less than 16,075, according to the last or any subsequent federal decennial census.

Also:

H. 313. Relating to Talladega County: To authorize the board of revenue, court of county commissioners, or other like governing body of Talladega County to provide clerk-hire allowances for certain county officers.

Also:

H. 357. To regulate further the duties and compensation of members of the court of county commissioners, board of revenue or like governing body of all counties having a population of not less than 16,075 nor more than 16,475, according to the last or any subsequent federal decennial census.

Also:

H. 6. To amend Sections 1, 5 and 8 of Act 515 approved July 9, 1945, as amended, which relates to the Employees' Retirement System of Alabama.

Also:

H. 251. To amend Act No. 465, H. 743, approved September 9, 1955 (Acts of Alabama, 1955, p. 1054), entitled "An Act Relating to the operation of school buses in Winston County; providing that the county board of education shall employ no person as school bus driver unless such person is at least 25 years of age; and requiring the county board of education to pay school bus drivers a prescribed minimum salary, and to cause heaters to be placed in the buses."

J. E. SPEIGHT,  
Secretary.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolutions and returns same herewith to the House:

H. J. R. 28. Extending sympathy to the family of Jones Giles on the passing of M. C. Giles, Russellville, Alabama.

Also:

H. J. R. 27. Extending sympathy to Hon. Malcolm Edwards of Es-cambia and his family on the passing of his father, Leroy Marion Ed-wards.

J. E. SPEIGHT,  
Secretary.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 256. Relating to the construction, maintenance and repair of the county roads and bridges of DeKalb County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department, and relieving the county and officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds, including DeKalb County's proportionate share of the state gasoline tax, the county one-cent tax on gasoline, state motor vehicle license taxes allocated to the county, and also for the transfer of supplies, equipment, machinery and materials used in the construction, maintenance and repair of county roads and bridges; and repealing conflicting laws.

Also:

H. 151. For the relief of T. B. Jarman; authorizing the court of county commissioners, board of revenue, or like governing body of Sumter County to appropriate and pay from the general fund of the county the sum of five hundred dollars (\$500) to said Jarman as damages for an injury to his property.

J. E. SPEIGHT,  
Secretary.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By the Rules Committee:

S. J. R. 28. BE IT RESOLVED By the Senate, the House concurring, that when the two Houses adjourn today, they adjourn to meet again Friday, June 14th, 1957.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

The S. J. R. 28 set out in the above and foregoing Message from the Senate was read and referred to the Standing Committee on Rules.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 25. Relative to a Joint Session of the two Houses Tuesday, June 11, at 11:30 A. M., for the purpose of hearing an address by the Honorable S. Ernest Vandiver.

J. E. SPEIGHT,  
Secretary.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 26. Mourning the death of J. V. Tarwater, of Fayette.

J. E. SPEIGHT,  
Secretary.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bills and ordered same sent forthwith to the House without engrossment:

By Mr. Van Antwerp:

S. 171. To create and provide for the Water Works and Sewer Board of the City of Prichard (hereinafter referred to as the Board) a special fund to be known as "The Water Works and Sewer Board Employees' Pension and Relief Fund"; to provide for the setting apart of such funds; to create a pension and relief system applicable to all permanent employees of such Board; to provide for the creation of such fund and for appropriation from the Board to make up any deficit therein; to provide how such funds shall be raised, acquired or gathered; to provide for the placement and handling of such funds; to provide for the hearing and determination of applications for pensions and relief hereunder, and for the drawing of warrants against said fund; to provide against such funds being subject to garnishment or levy or sale under execution or otherwise; to provide payments for disabled employees of the various departments of such Board during the term of such disability, and for the retirement of such members or employees on said pension, whether by reason of term of office or disability; to provide for the appropriation for funeral expenses upon the death of any employee of the Board; to provide for the examination by proper authorities of such members or employees in case of sickness or disability; to provide for gifts, donations, legacies to such fund and for the appointment of Trustees and for the creation of a Board of Pensions for all purposes in connection herewith. To provide penalties for the violation of the provisions of this act; and provide an effective date for this act; and to provide that the invalidity or unconstitutionality of any acts, provisions or other portion of this act shall not affect the validity of any other section, provision or other portion hereof.

With notice and proof thereto attached and herewith exhibited as follows:

#### LEGAL NOTICE

Notice is hereby given that there will be introduced for passage in the Alabama State Legislature for 1957 a local bill which will be in substance as follows:

"A BILL  
TO BE ENTITLED  
AN ACT"

To create and provide for the Water Works and Sewer Board of the City of Prichard (hereinafter referred to as the Board) a special fund to be known as "The Water Works and Sewer Board Employees' Pension and Relief Fund," to provide for the setting apart of such funds; to create a pension and relief system applicable to all permanent employees of such Board; to provide for the creation of such fund and for appropriation from the Board to make up any deficit therein; to provide how such funds shall be raised, acquired or gathered; to provide for the placement and handling of such funds; to provide for the hearing and determination of applications for pensions and relief hereunder, and for the drawing of warrants against said fund; to provide against such funds being subject to garnishment or levy or sale under execution or otherwise; to provide payment for disabled employees of the various departments of such Board during the term of such disability, and for the retirement of such members or employees on said pension, whether by reason of term of office or disability; to provide for the appropriation for funeral expenses upon the death of any employee of the Board; to provide for the examination by proper authorities of such members or employees in case of sickness or disability; to provide for gifts, donations, legacies to such fund and for the appointment of Trustees and for the creation of a Board of Pensions for all purposes in connection herewith. To provide penalties for the violation of the provisions of this act; and provide an effective date for this act; and to provide that the invalidity or unconstitutionality of any acts, provisions or other portion of this act shall not affect the validity of any other section, provision or other portion hereof.

Be It Enacted by the Legislature of Alabama:

SECTION 1. There is hereby created and provided for the Water Works and Sewer Board of the City of Prichard (hereinafter referred to as the Board), special funds to be known as "The Water Works and Sewer Board Pension and Relief Funds", which shall exist and be maintained for the benefit of the persons hereinafter referred to and shall be derived and raised in the manner hereinafter provided.

SECTION 2. Such funds shall be set apart by the Manager of the Board, or such person as may be designated by the Manager, into separate funds and shall be held and maintained by the Board as hereinafter provided.

SECTION 3. There shall be a pension and relief system which shall apply to and include all permanent employees of the Board, which such pension and relief system shall be administered through a fund to be known as "The Water Works and Sewer Board Pension and Relief Fund," as provided for herein which such fund shall be derived and raised, received, obtained and created, although not exclusively, in the following manner:

By payment into the fund by the Board a monthly amount equal to Seven and one-half (7½%) Percent, Two and one-half (2½%) Percent shall be held and deducted by the Board from the salary or compensation of each employee covered, and the remaining Five (5%) Percent shall be paid into the fund by the Board from funds other than those derived from the Two and one-half (2½%) Percent held and deducted from the salaries or other compensation of the employees covered by this act.

SECTION 4. Monies or other things of value may be donated to the fund by any person, firm or corporation. Such donations or gifts may

be outright, in which such event the corpus thereof shall become a portion of the fund, or may be held in trust by the person or persons responsible for the operation of the fund, with the profits or income therefrom becoming a part of the fund.

SECTION 5. All monies properly belonging to the fund shall be kept in a special account, or accounts, and may, in the discretion of the person or persons charged with the duties of administering the fund be invested in any securities provided by law to be suitable investments for trust funds. The mortgages, bonds or other evidences of indebtedness shall be maintained and kept separate and apart from the other municipal securities; provided, that the Board may employ the services of a National Bank in Mobile County to handle all matters relative to the investment of the funds designated hereunder.

SECTION 6. Every permanent employee of the Board shall come under the provisions and benefits of this Act; provided, that no officers of the Board appointed by the City Council of the City of Prichard shall be entitled to the benefits hereunder.

SECTION 7. The Board shall hear and decide all applications for pensions and relief under this Act and the decision upon such application shall be final and conclusive, and shall not be subject to review or reversal except by the Board. The Board shall cause a complete and separate record to be kept of all of its meetings and procedures under this Act.

SECTION 8. Warrants drawn against the fund shall be signed and executed by the proper authorities of the Board. Such warrants shall, however, be of a different color or otherwise distinguishable from other warrants of the Board, and shall be kept separate and apart therefrom. No portion of said pension and relief funds shall, before or after its order for distribution, be seized and held or be in anywise subject to garnishment or levy or execution or attachment issued out of or by any Court of this State or any other State, so far as the same may be sought to respond to the payment or satisfaction of any debt, damage, demand, claim, judgment or decree against any beneficiary of such fund, but the same shall be totally exempt therefrom.

SECTION 9. That if any employee of the Board, while in the performance of his or her duties, becomes and is found to be temporarily totally disabled, mentally or physically, for services to the Board, by reason of service therefor, the Board shall order the payment of and there shall be paid from the proper fund herein provided for, to such disabled member, an amount equal to Fifty (50%) Percent of his or her compensation at the time of the commencement or discovery of such disability, or an amount equal to Fifty (50%) Percent of the average compensation of such employee over the past Five (5) calendar years, whichever shall be the greater, not exceeding One Hundred (\$100.00) Dollars per month during such total disability, which payment shall be made monthly or semi-monthly and for a period not longer than one year; and such disability shall be arrived at by such authority, after report from a reputable physician by the Board, and after consideration of such other evidences, medical or otherwise, which the Board may desire to produce; this, provided such employee, during the same period is paid no salary as an employee of the Board.

SECTION 10. If any employee of the Board, while in the performance of his or her duties, becomes or is found to be physically or mentally permanently disabled for services in his or her respective departments, by reason of service therein, so as to render his or her retirement from such services necessary, the Board shall make such necessary orders and shall retire such disabled employees from service in the department in



which the disability occurred; and upon such retirement, such member shall be paid monthly or semi-monthly, from the fund, an amount equal to Sixty (60%) Percent of his or her compensation at the time of such disability or an amount equal to Sixty (60%) Percent of average compensation of such employee over the past Five (5) years, whichever shall be the greater. Provided that such payments shall not continue for a period of longer than Five (5) years; provided further that during such Five (5) years such employee shall be considered an employee of the Board for retirement purposes. Should any employee of the Board who has been employed by the Board for a period of Fifteen (15) years be found physically or mentally totally or partially disabled through no misconduct on his or her part for services in any department of the Board, so as to render his or her retirement from such service necessary, the Board shall make necessary orders, and shall retire such disabled employee from service with the Board, and upon such retirement said Board employee shall be paid monthly or semi-monthly from the fund an amount equal to Fifty (50%) Percent of his compensation at the time of his or her becoming disabled or such disability being discovered, or an amount equal to Fifty (50%) Percent of the average compensation of such employee over the past Five (5) calendar years, whichever shall be the greater. Provided that such payments shall not continue for a period of longer than Five (5) years; provided further that during such Five (5) years such employee shall be considered an employee of the Board for retirement purposes. Such employee may be called back and examined at any time under the orders of the Board, and may be ordered back to active service in connection with the Board, such as he is able to perform according to the instructions, findings and orders of the Board.

SECTION 11. Any employee of the Board, except as herein otherwise provided, who has been in the service of the Board for as long as Twenty (20) consecutive years and who is then employed by the Board, upon his or her making application to the Board shall be retired from service as an employee without medical examination or disability. Any employee who has been in the service of the Board for as long as Twenty (20) consecutive years and whose employment has been terminated prior to his making application for retirement from service as an employee shall be entitled to make application for retirement as an employee without medical examination or disability as if he were yet an employee of the Board provided such application is made in writing to the Board within Sixty (60) days from the date his employment was terminated, and be entitled to the benefits accorded by this Act. In the event of the discharge, without just cause, of any permanent employee who has served as many as ten (10) continuous years, such person shall, upon reaching the retirement age, as the case may be, be entitled to and receive from the fund a sum equal to two and one-half Percent (2½%) of his or her annual compensation at the time of his or her discharge, or two and one-half Percent (2½%) of the average annual compensation of such employee over the past Five (5) calendar years, whichever shall be greater, for each year or major fraction thereof that said employee shall have served at the time of dismissal. Upon retirement in the manner provided by this Act, the said Board shall direct the payment to such retiring person monthly, from the fund a sum equal to one-half (½) of the compensation or salary received by such retiring person as salary in the service or employment of said Board at the time of his or her retirement or termination; or an amount equal to Fifty (50%) Percent of the average compensation of such employee over the past Five (5) calendar years, which ever shall be the greater, provided, however, that such payments to said retired person shall not commence or be effective until said person has attained the age of Fifty-five (55) years; provided further, that no person enjoying any of the benefits hereunder shall not be eligible to participate in any other municipal retirement or pension plan.

SECTION 12. Any employee of the Board who is qualified hereunder and who shall have been in the service of the Board for Twenty (20) consecutive years, upon making written application to the Board therefor, shall, without medical examination or disability, be retired from service of the Board and upon such retirements, the said Board shall direct the payment to such retiring employee if he be Fifty-Five (55) years of age or more, monthly from such fund, a sum equal to one-half ( $\frac{1}{2}$ ) of the monthly compensation received by such employee as salary at the time of his retirement, or an amount equal to Fifty (50%) Percent of the average compensation of such employee over the past Five (5) calendar years, whichever shall be the greater. Any employee of the Board who has been in the service thereof for as long as Thirty (30) years upon making written application to the Board therefore, shall, without medical examination or disability be retired from service of such Board, and upon such retirement the Board shall direct the payment to such retiring employee, if he or she be over the age of Fifty-Five (55) years of age, monthly from such fund a sum equal to Fifty-Five (55%) Percent of the monthly compensation received by such employee as salary at the time of his retirement, or an amount equal to Fifty-Five (55%) Percent of the average compensation of such employee over the past Five (5) calendar years, whichever shall be the greater.

Any employee of the Board who has been in the service thereof for as long as Thirty-Five (35) consecutive years, upon making written application to the Board therefor, shall, without medical examination or disability, be retired from service of such Board and upon such retirement, the said Board shall direct the payment to such retiring employee, if he or she be more than Fifty-Five (55) years, monthly from the fund, a sum equal to Sixty (60%) Percent of the monthly compensation received by such employee as salary at the time of his retirement, or an amount equal to Sixty (60%) Percent of the average compensation of such employee over the past Five (5) calendar years, whichever shall be the greater.

SECTION 13. That whenever an active or retiring employee of the Board shall die while in the employ of such Board, there shall be appropriated and paid from the said funds the sum of Two Hundred Fifty (\$250.00) Dollars for funeral and burial expenses of such deceased employee, which such sum shall be used for such funeral and burial expenses and paid out on order of the head of the department of which such employee was a member.

SECTION 14. In all matters involving the disability or sickness of an employee of said Board, the Board, or other governing body shall have such disabled member, or such sick member, as it sees fit, examined by a reputable physician of the City of Prichard, who shall make his report in writing to the Board and to the employee. Any employee who refuses to allow a reasonable examination by such physician on the authority referred to herein shall, during the continuance of such refusal be barred from receiving any benefits whatever under this Act.

SECTION 15. The benefits provided for the employees of the Board hereunder shall not be reduced or prorated among those properly entitled to receive from said funds and should, at any time, the fund be insufficient to pay in full the benefits and to defray the expenses for, it shall be the duty of the Board to make provision therefor in accordance with the provisions of this Act.

SECTION 16. There shall be kept by the Manager of the Board, or by a person designated by him a book to be known as the "List of Retired Employees." Such book shall also give a full and complete history and record of the action of the Board in retiring any and all per-

son under this Act, showing the names, dates of retirement, date of entering service in such department, periods of employment, date of retirement and the reason for such retirement, if any.

SECTION 17. That it shall be the duty of the Attorney for the Board to give advice to the Board in all matters pertaining to the administration of this Act and the management of such fund, whenever requested to so do, and he shall represent and defend the Board in all matters arising from the administration hereof.

SECTION 18. The Board may, in its discretion, create a separate supervisory board to carry out the provisions of this Act, such supervisory board to be known as the "Board of Pensions" and shall consist of not less than Three (3) nor more than Five (5) reputable bona fide residents of the City of Prichard, who shall serve terms to be designated by the Board, and shall be subject to removal by the Board at any time. Whenever such Board shall be created it shall have the same ministerial power as herein conferred on the Board, and all reference in this Act made to the Board shall, so far as it practicable, be also applicable to the Board of Pensions; provided, that any suit brought on behalf of the Board under the provisions of this Act shall be brought in the name of the Board.

SECTION 19. Any present employee of the Board may elect at any time not to come within the provisions of this Act, and should he or she so elect not to come within the provisions hereof, no part of his or her compensation shall be deducted as a contribution to the pension and relief fund. His or her election to not come within the provisions of this Act must be in writing, signed by him, witnessed by two (2) reliable witnesses and filed with the Board or the Board of Pensions, if a Board of Pensions be in existence. Thereafter such person shall not be allowed to come within the provisions of or be entitled to any benefit under this Act, unless he or she first make application to said authorities and said authorities approve such application. In any event he or she shall not be credited for services during the time which he or she elected not to come within the provisions hereof; provided, that all persons employed after the passage of this Act shall be bound by all of the provisions hereof.

SECTION 20. This Act shall apply to all permanent employees of the Board who are now or who may hereafter be in the employment of the Board, except for officers or directors appointed by the City Council of the City of Prichard. However, in no event shall payment of benefits or any other sums, including refunds hereunder commence until the first day of January 1961.

SECTION 21. That if any section, paragraph, sentence, clause, word or other provision of this Act shall be held or declared to be unconstitutional or void it shall not effect or destroy the validity or constitutionality of any other section, paragraph, sentence, clause, word or provision of this Act which is not itself void or unconstitutional, it being the expressed intent of the Legislature that such remaining valid portions of this Act would have been adopted by the Legislature in any event.

SECTION 22. Whenever any person who contributes to the Fund provided for by this Act shall have contributed to such Fund for at least Five (5) full years and less than Ten (10) years or shall be dismissed for cause after Ten (10) years, he or she, upon being voluntarily or otherwise separated from the services of the Board under circumstances not entitling him or her to benefits hereunder, shall be entitled to repayment from the fund of Fifty (50%) Percent of all amounts contributed by him or her, but without interest.

SECTION 23. This Act shall take effect immediately upon its passage and approval by the Governor; provided, that this Act shall never be construed nor enforced so as to authorize any municipal authorities

to grant any extra compensation, fee or allowance to any public officer, servant, employee or agent, after service shall have been rendered, nor shall it ever be construed or enforced so as to authorize the retirement of any officer on pay or part pay or make any grant to any retiring officer, but this Act shall be construed to the effect that all funds or monies paid out or expended under and by virtue hereof shall be paid for services to be performed or duties to be discharged in the future by persons or officers to whom such payments are made. The Board may, however, assign duties and impose services to be performed by the person or officer for whose benefit this Act is intended and may make appropriations and payments to such person or officer in consideration of the performance or discharge of such duties so imposed upon them.

**STATE OF ALABAMA  
COUNTY OF MOBILE**

Before me, the undersigned authority in and for said State and County, personally appeared Dan Sharp who, being by me first duly sworn, did depose and say as follows:

My name is Dan Sharp. I am publisher of The Citizen, a newspaper printed and published in the City of Prichard, County of Mobile, State of Alabama, and have the authority to make this affidavit. I further certify that the attached publication was duly made in The Citizen in its issues of April 11, 18, 25; May 2, 1957 and that the attached copy is a true and correct copy of the notice as the same appeared in said issues of said newspaper.

DAN SHARP.

Sworn to and subscribed before me on this the 2 day of May, 1957.

ANNA NORA HALLETT,

Notary Public, Mobile County, Alabama.

My Commission Expires 1-9-60.

Also:

By Mr. Van Antwerp:

S. 150. To amend Section 11 of an act heretofore adopted by the Alabama State Legislature for 1956, which such act is numbered 107 and was approved by the Governor of Alabama on the 14th day of February, 1956 so that the period at the end of said Section 11 shall be changed to a semicolon and following such semicolon the following words and figures shall be added to said Section 11: 'Provided, that the word 'consecutive' years, as the same is herein referred to shall not be construed to prevent a regular employee of the City of Prichard who is otherwise qualified from obtaining credit for consecutive years of service by reason of any leave of absence or other temporary non employment as an employee of the City, if such leave of absence or other non employment shall be approved by the City Council of the City of Prichard.

With notice and proof thereto attached and herewith exhibited as follows:

**LEGAL NOTICE**

Notice Is Hereby Given That There Will Be Introduced For Passage At The Alabama State Legislature For 1957 A Local Bill Which Will Be In Substance As Follows:

**"A BILL  
TO BE ENTITLED  
AN ACT"**

To amend Section 11 of an Act heretofore adopted by the Alabama State Legislature for 1956, which such Act is numbered 107 and was ap-

proved by the Governor of Alabama on the 14th day of February, 1956, by striking from the end of said Section 11 the period appearing there and substituting therefor a colon, after which said colon the following words and figures shall appear: 'Provided, that the word 'Consecutive', as the same is herein referred to shall not be construed to prevent a regular employee of the City of Prichard who is otherwise entitled to participate in the municipal employees pension and relief fund from obtaining credit for consecutive years of service by reason of any leave of absence from employment with the City of Prichard, if such leave of absence shall be approved by the City Council of the City of Prichard.'

Be It Enacted by the Legislature of Alabama:

SECTION 1. That Section 11 of an Act adopted by the Alabama State Legislature for 1956, which such Act bears the number 107 and was approved by the Governor of Alabama on the 14th day of February, 1956, shall be and the same is hereby amended by striking the period at the end of said Section 11 and substituting a colon therefor, and that after said colon the following words and figures shall appear: 'Provided, that the word 'consecutive' as used in said Section 11 shall not be construed to the effect that any employee of the City of Prichard, otherwise entitled to participate in the municipal employees pension and relief fund shall be penalized or shall have taken from him or her any length of service with the City of Prichard by reason of him or her having obtained a leave of absence or otherwise been temporarily out of the employ of the City of Prichard, and such leave of absence, or other non-employment of said employee shall be approved by the City Council of the City of Prichard.'

SECTION 2. This Act shall take effect immediately upon passage and approval by the Governor or by its otherwise becoming a law.

STATE OF ALABAMA  
COUNTY OF MOBILE

Before me, the undersigned authority in and for said State and County, personally appeared Dan Sharp who, being by me first duly sworn, did depose and say as follows:

My name is Dan Sharp. I am Publisher of The Citizen, a newspaper printed and published in the City of Prichard, County of Mobile, State of Alabama, and have the authority to make this affidavit. I further certify that the attached publication was duly made in The Citizen in its issues of March 21, 28, April 4, and April 11, 1957 and that the attached copy is a true and correct copy of the notice as the same appeared in said issues of said newspaper.

DAN SHARP.

Sworn to and subscribed before me on this the 23rd day of April, 1957.

BERNIECE H. CENTANNE,  
Notary Public, Mobile County, Ala.

My Commission Expires 7-22-58.

Also:

By Mr. Flowers:

S. 243. To authorize and direct the Board of Education of Houston County to determine and fix the annual salary to be paid the Superintendent of Education, commencing at the beginning of the next term of office.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF INTENTION TO APPLY TO THE LEGISLATURE OF  
ALABAMA, AT ITS NEXT REGULAR SESSION, FOR THE  
PASSAGE OF A LOCAL ACT

Notice is hereby given that an application will be made to the Legislature of Alabama, at its next regular session, for the passage of the following identified local act, viz:

AN ACT

To authorize and direct the Board of Education of Houston County to determine and fix the annual salary to be paid the Superintendent of Education, commencing at the beginning of the next term of office.

Be It Enacted by the Legislature of Alabama:

Section 1. The Board of Education of Houston County is hereby authorized and directed to determine and fix the annual salary of the Superintendent of Education, commencing at the beginning of the next term of office.

Section 2. All laws and parts of laws, general or local, in conflict with any of the provisions of this act are hereby expressly repealed.

Section 3. This act shall become effective upon its passage by the Legislature and its approval by the Governor, or when it may otherwise become law.

STATE OF ALABAMA  
HOUSTON COUNTY

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. T. Lane, Jr., who is known to me and who, being by me first duly sworn, deposes and says: That he is General Manager of The Dothan Eagle, a newspaper published at Dothan, in Houston County, Alabama, and that a copy of the attached advertisement appeared once a week for 4 successive weeks, on the following dates: April 16, 23, 30, May 7, 1957: in The Dothan Eagle, which said Dothan Eagle has a general circulation in the County in which it is published, and has been mailed under the second class mailing privileges of the United States Post Office Department from the post office where it is published for more than fifty-two (52) consecutive weeks prior to this publication.

J. T. LANE, JR.

Sworn to and subscribed before me on this 9th day of May, 1957.

B. WALLACE MILLER,  
Notary Public.

Also:

By Mr. Van Antwerp:

S. 255. Relating to Mobile County; providing further for the government of the county; abolishing the board of revenue and road commissioners, and creating a county commission in lieu thereof; providing for the selection of the members of the commission, and prescribing their qualifications, terms, and compensation; providing for the organization and jurisdiction of the commission, and the powers and duties of its individual members.

With notice and proof thereto attached and herewith exhibited as follows:

## LEGAL

STATE OF ALABAMA  
COUNTY OF MOBILE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Mobile County; providing further for the government of the county; abolishing the board of revenue and road commissioners, and creating a county commission in lieu thereof; providing for the selection of the members of the commission, and prescribing their qualifications, terms, and compensation; providing for the organization and jurisdiction of the commission, and the powers and duties of its individual members.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby created, and shall be established on the first Monday after the second Tuesday in January, 1961, the county commission of Mobile County, which shall be in lieu of the board of revenue and road commissioners of Mobile County and shall be composed of a president and two associate commissioners. The board of revenue and road commissioners is continued as the governing body of the county until the county commission is established as provided in this act. Upon the establishment of the county commission, the board of revenue and road commissioners shall be abolished.

Section 2. (a) Members of the commission shall be elected at the general election to be held in November, 1960, and every four years thereafter, by the qualified electors of the entire county. In all primary and general elections held to choose members of the commission, the ballots shall separately designate and specify the places on such commission by number, and each candidate shall designate in the announcement of his candidacy the number of the place for which he is a candidate. Members of the commission must be qualified electors of Mobile County, but commissioner number one must be a resident of the City of Mobile and commissioner number two must be a resident of the territory lying outside the corporate limits of the City of Mobile. Commissioner number three may reside any place within the county. The members so elected shall hold office for terms of four years from the first Monday after the second Tuesday in January next following their election, and until their successors are elected and qualified.

(b) Every four years, the members of the commission shall elect one of their number as president of the commission at the first regular meeting held after their taking office. The person so elected shall serve as president during his term as a member of the commission, and until his successor is elected and qualified. Vacancies on the commission shall be filled by appointment by the Governor, but the office of president of the commission shall be filled by the members thereof.

Section 3. Except as otherwise provided in this Act, the county commission of Mobile County shall have all the jurisdiction and powers which are or may hereafter be by law vested in the courts of county commissioners, boards of revenue, or other county governing bodies of this State; and the members thereof shall perform all the duties and services and exercise all the powers which are or may be provided by law for the members of courts of county commissioners, boards of revenue, or other county governing bodies of this State.

Section 4. The president of the commission shall be its presiding officer and shall have the same powers and authority as other members in passing upon all questions, and shall sign the minutes of the proceedings of the commission, and shall sign all warrants drawn on the county treasury, unless in the event of his disability some other member of the commission shall be designated by an appropriate resolution of the board so to do; and it shall be his duty to receive and prepare business and obtain information for the sessions of the commission, to see to the execution of all orders thereof, and to report to the commission all infractions of the revenue law in the county of which he can obtain authentic information. He shall exercise all the powers and perform all the duties required of the judge of probate as to matters coming before the court of county commissioners.

Section 5. The members of the county commission of Mobile County shall devote their full time to the discharge of their official duties. The president of the commission shall receive an annual salary of ten thousand dollars (\$10,000) and each associate commissioner shall receive an annual salary of nine thousand dollars (\$9,000). The salaries of the president and associate commissioners shall be paid in equal monthly installments from any funds in the county treasury available for that purpose, as provided by law, and shall be their entire compensation for the services required of them by this Act.

Section 6. The county commission of Mobile County shall hold regular meeting on the second Monday of every month, and shall remain in session until all business before them is disposed of; and the commissioners may hold such special meetings, upon the call of its president or the two associate commissioners, as may be necessary for the proper discharge of their duties. A majority of the commission shall constitute a quorum for the transaction of business. The commission shall keep complete and accurate written minutes of all meetings, business transacted, and resolutions adopted; and there shall be recorded therein the vote of each member. At each meeting the minutes of the previous meeting shall be read, and all minutes shall be open to public inspection at reasonable times.

Section 7. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 8. All laws or parts of laws which conflict with this Act are repealed.

Section 9. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Wm. M. Curran being sworn, says that he is auditor of the Mobile Press and The Mobile Register; daily newspapers printed and published in the City and County of Mobile, State of Alabama: and the attached notice appeared in the issue of The Mobile Press Apr. 18, 25, May 2, 9, 1957.

WM. M. CURRAN.

Sworn to and subscribed before me this 20th day of May, 1957.

ALVIN A. JOHNSON,  
Notary Public.

Also:

By Mr. Goodwin:

S. 140. To provide an expense allowance for each member, other than the president or chairman, of the court of county commissioners, board of revenue or other like governing body of any county having a



population of not less than 29,000 nor more than 29,350, according to the last or any subsequent federal decennial census.

Also:

By Mr. Robison:

S. 195. To provide for the appointment of bailiffs for the circuit courts of all counties having a population of not less than 135,000 nor more than 225,000 inhabitants, according to the last or any subsequent federal decennial census, to regulate their compensation and provide for the payment thereof.

Also:

By Mr. Skidmore:

S. 275. To amend Section 2 of an act approved August 16, 1955, entitled "An Act Relating to counties having a population of not less than 94,000 nor more than 134,000 inhabitants, according to the last or any subsequent federal decennial census; prohibiting the sale of alcoholic beverages in certain places in such counties; providing that the Act shall not be construed as authorizing or legalizing the sale of alcoholic beverages at any other places in any such county in which a majority of the qualified electors of the county voting at a referendum held for that purpose have voted that the county shall be a dry county; prescribing penalties for violations of the Act" (Acts of 1955, Vol. I, p. 592).

Also:

By Mr. Newton:

S. 276. To regulate the compensation of certain county employees of all counties having a population of not less than 63,750 nor more than 72,750 inhabitants, according to the last or any subsequent federal decennial census.

Also:

By Mr. Robison:

S. 284. Proposing an amendment to the Constitution of Alabama, relative to the levying of additional taxes for school purposes within Montgomery County.

Also:

By Messrs. Givhan and James:

S. 44. Making an appropriation for the relief of B. L. Massengale of Uniontown, Alabama.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 171. Local Legislation No. 1.
- S. 150. Local Legislation No. 1.
- S. 243. Local Legislation No. 1.
- S. 255. Local Legislation No. 1.
- S. 140. Local Legislation No. 1.
- S. 195. Local Legislation No. 1.

S. 275. Local Legislation No. 1.

S. 276. Local Legislation No. 1.

S. 284. Was read a first time at length as required by the Constitution and referred to the Standing Committee on Local Legislation No. 1.

S. 44. Ways and Means.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House bill and returns same herewith to the House:

H. 172. To provide for paid leaves of absence for certain employees of Walker County.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

On motion of Mr. Selman the House concurred in and adopted the Senate amendment to the bill, H. 172, said Senate amendment being as follows:

#### AMENDMENT TO HOUSE BILL 172

Strike out the words "and five days sick leave" in Section 1 of House Bill 172 and insert in lieu thereof the words "and seven days sick leave."

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Law	Payne
Adams (Jefferson)	Franklin	Lee (Barbour)	Perry
Adams (Tallapoosa)	Gist	Lee (Lawrence)	Pirkle
Albea	Gregory	Locke (Choctaw)	Ramey
Ashworth	Grouby	McClendon (Chambers)	Richardson
Bassett	Hall	McKay	Rodgers
Boyd	Hanby	McLendon (Butlock)	Selman
Bradford	Hardy	McNider	Shumate
Brassell	Harrison	Martin	Simon
Brewer	Harvey	Mathews	Solomon
Brooks	Hodges	Mathison	Speaks
Burkhalter	Holliman	Merrill	Steagall
Callahan	Hunt	Money	Stembridge
Cornett	Johnson (Elmore)	Murphy	Thomas
Davis	Johnson (Tallapoosa)	Nettles	Tyson
deGraffenried	Kendall	Nice	Vacca
Dement	Killough	Nolen	Ward
Edwards (Escambia)	Kirkham	Oakley	Windle
Edwards (Jefferson)	Lackey	Oden	Wood

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SUPREME COURT OPINION  
OFFICE OF  
CLERK OF THE SUPREME COURT  
STATE OF ALABAMA  
MONTGOMERY  
JUNE 12, 1957

Honorable Oakley W. Melton, Jr.  
Clerk of The House of Representatives  
Legislature of Alabama  
State Capitol

Montgomery, Alabama

In re: House Resolution 12 House Bill 204

Is it within the power of the Legislature to authorize the use of any portion of the proceeds of the special county taxes referred to in Section 8 of H. B. 204 for the purpose of providing hospital care and treatment for indigent residents of the county, or for the purpose of matching any state or federal funds made available for use in providing hospital care and treatment for indigent residents of the county, as set out in H. B. 204, or would such provision contravene Amendments LIII: LIX: LXXII: LXXVI: LII: LXXV?

Dear Mr. Melton:

I herewith enclose you two copies of the Opinion of a majority of the Justices of the Supreme Court of Alabama rendered on June 12, 1957, by said Justices of the Supreme Court of Alabama in response and answer to a request by the House of Representatives, House Resolution 12, with reference to the above styled matter, as the same appears and remains on record on file in this office.

Yours very truly,

J. RENDER THOMAS,  
Clerk, Supreme Court of Alabama.

JRT/ld  
Encl: 2.

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Kendall to suspend the rules in order to dispense with reading the Supreme Court Opinion at length, was adopted.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Lackey	Payne
Adams (Jefferson)	Edwards (Jefferson)	Lee (Barbour)	Perry
Adams (Tallapoosa)	Franklin	Lee (Lawrence)	Pirkle
Albea	Gilchrist	Locke (Perry)	Ramey
Ashworth	Gist	Locke (Choctaw)	Richardson
Bassett	Gregory	McClendon (Chambers)	Rodgers
Boyd	Grouby	McKay	Shumate
Bradford	Hain	McLendon (Bullock)	Simon
Branyon	Hall	McNider	Solomon
Brassell	Halton	Martin	Speaks
Brewer	Hanby	Mathews	Steagall
Brooks	Hardy	Mathison	Stembridge
Brown (Lamar)	Harrison	Merrill	Thomas
Brown (Lee)	Hodges	Money	Tyson
Cornett	Hunt	Murphy	Vacca
Cox	Johnson (Tallapoosa)	Nettles	Ward
Dawkins	Kaul	Nice	Windle
deGraffenried	Killough	Oakley	Wood
DeSear	Kirkham	Oden	

## SUPREME COURT OPINION

Received and ordered filed.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bill and ordered same sent forthwith to the House without engrossment:

By Mr. Engelhardt:

S. 291. To alter, re-arrange, and re-define the boundaries of the City of Tuskegee in Macon County.

With notice and proof thereto attached and herewith exhibited as follows:

## NOTICE

STATE OF ALABAMA  
COUNTY OF MACON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To alter, re-arrange, and re-define the boundaries of the City of Tuskegee in Macon County.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries of the City of Tuskegee in Macon County are hereby altered, re-arranged and re-defined so as to include within the corporate limits of said municipality all of the territory lying within the following described boundaries, and to exclude all territory lying outside such boundaries:

Beginning at the Northwest Corner of Section 30, Township 17-N, Range 24-E in Macon County, Alabama; thence South 89 degrees 53 minutes East, 1160.3 feet; thence South 37 degrees 34 minutes East, 211.6 feet; thence South 53 degrees 57 minutes West, 545.4 feet; thence South 36 degrees 03 minutes East, 1190.0 feet; thence South 53 degrees 57 minutes West, 675.2 feet; thence South 36 degrees 19 minutes East, 743.4 feet; thence South 33 degrees 50 minutes East, 1597.4 feet; thence North 61 degrees 26 minutes East, 1122.8 feet; thence North 28 degrees 34 minutes West, 50.0 feet; thence North 59 degrees 11 minutes East, 1049.3 feet; thence South 30 degrees 48 minutes East, 50.0 feet; thence North 50 degrees 08 minutes East, 341.1 feet; thence North 47 degrees 08 minutes East, 1239.4 feet; thence South 42 degrees 51 minutes East, 300.0 feet; thence South 47 degrees 00 minutes West, 1199.5 feet; thence South 64 degrees 09 minutes East, 1422.0 feet; thence South 24 degrees 13 minutes East 488.7 feet; thence South 73 degrees 25 minutes West, 370.8 feet; thence North 79 degrees 25 minutes West, 2285.3 feet; thence South 61 degrees 26 minutes West, 1232.6 feet; thence South 41 degrees 03 minutes East 792.3 feet; thence South 12 degrees 03 minutes East, 842.2 feet; thence North 88 degrees 09 minutes East, 4403.6 feet; thence South 0 degrees 15 minutes West, 6008.2 feet; thence North 89 degrees 59 minutes West, 4140.2 feet; thence North 34 degrees 46 minutes West, 6668.7 feet; thence North 35 degrees 00 minutes West, 380.4 feet; thence North 16 degrees 55 minutes West, 377.2 feet; thence North 54 degrees 29 minutes East, 497.8 feet; thence North 35 degrees 02 minutes West, 717.5 feet;

thence South 54 degrees 03 minutes West, 1241.9 feet; thence North 36 degrees 09 minutes West, 858.4 feet; thence North 44 degrees 28 minutes East 452.2 feet; thence North 22 degrees 33 minutes East, 4305.9 feet; thence North 86 degrees 43 minutes East, 236.3 feet to the point of beginning.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law. 5/16/4t

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF

Before me, the undersigned authority in and for said County in said State, this day personally appeared Hal Fisher, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the Tuskegee News, a newspaper of general circulation published in Macon County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 16, May 23, May 30, and June 6, all in the year 1957.

HAL FISHER.

Sworn to and subscribed before me June 6, 1957.

MRS. FLORENCE G. FISHER,  
Notary Public.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

The Senate Bill, the title to which is set out in the above and foregoing Message from the Senate, was read one time and referred to appropriate Standing Committee as follows:

S. 291. Local Legislation No. 1.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Moses:

S. J. R. 30. WHEREAS the Trustees of Alabama Polytechnic Institute have, subject to approval of the Legislature, resolved that four of the twelve dormitories for women located on the campus of the Instittue be named for the following women: Margaret Kate Teague (Mrs. Noe Hagler), Dana King Gatchell, Marie Bankhead Owen, and Helen Keller; therefore

BE IT RESOLVED BY THE SENATE OF ALABAMA, THE HOUSE OF REPRESENTATIVES CONCURRING, That the Trustees of the Alabama Polytechnic Institute are hereby authorized and empowered to

name and designate four of the twelve women's dormitories on the campus at Auburn for the women hereinabove named, in accordance with a resolution duly adopted by said Trustees on or about June 4, 1957.

J. E. SPEIGHT,  
Secretary.

### SENATE MESSAGE

On motion of Mr. Summerlin the rules were suspended and the House concurred in and adopted the S. J. R. 30 set out in the above and foregoing Message from the Senate.

Yeas 68; Nays 4.

Yeas:

Mr. Speaker	deGraffenried	Killough	Nolen
Adams (Jefferson)	Dement	Kirkham	Oakley
Adams (Tallapoosa)	DeSear	Lackey	Payne
Albea	Edwards (Escambia)	Law	Perry
Ashworth	Edwards (Jefferson)	Lee (Barbour)	Pirkle
Bassett	Franklin	Lee (Lawrence)	Shumate
Bradford	Gilchrist	Locke (Choctaw)	Simón
Branyon	Gilmer	Locke (Perry)	Solomon
Brassell	Gist	McClendon (Chambers)	Speaks
Brewer	Grouby	McKay	Stembridge
Brown (Lamar)	Hain	McLendon (Bullock)	Summerlin
Brown (Lee)	Haltom	McNider	Thomas
Callahan	Hodges	Martin	Tyson
Cornett	Holliman	Mathews	Vacca
Cox	Hunt	Mathison	Ward
Davis	Johnson (Tallapoosa)	Merrill	Windle
Dawkins	Kelly	Murphy	Wood

—68

Nays: Messrs. Gregory, Oden, Richardson and Steagall

—4

### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that said committee, in session, has compared the following engrossed bill with the original bill and finds same correctly engrossed, to-wit:

H. 134. To provide for licensing manufacturers, distillers, vintners, distributors and producers of alcoholic beverages who sell to the Alabama Alcoholic Beverage Control Board, and to provide for the disposition of monies collected under this act, and to repeal all laws in conflict herewith.

RANKIN FITE,  
Chairman.

The above and foregoing report of the Standing Committee on Rules was concurred in and adopted.

### REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the eleventh legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Brewer to suspend the rules in order to dispense with the reading at length of the Journal of the House for the eleventh legislative day was lost.

Yeas 62; Nays 31.

## Yeas:

Messrs.:	Gilmer	Kaul	Nolen
Adams (Jefferson)	Gist	Killough	Oakley
Adams (Tallapoosa)	Goodwyn	Kirkham	Payne
Albea	Grouby	Lackey	Perry
Ashworth	Hain	Law	Pirkle
Bassett	Haltom	Lee (Barbour)	Ramey
Boyd	Hanby	Locke (Choctaw)	Richardson
Bradford	Hardy	Love	Solomon
Brewer	Harrison	McClendon (Chambers)	Speaks
Brown (Lee)	Hodges	McKay	Steagall
Callahan	Holliman	McLendon (Bullock)	Summerlin
Cornett	Huddleston	McNider	Thomas
deGraffenried	Hunt	Martin	Vacca
Edwards (Jefferson)	Jenkins	Merrill	Ward
Franklin	Johnson (Elmore)	Nettles	Windle
Gilchrist	Johnson (Tallapoosa)	Nice	

—62

## Nays:

Mr. Speaker	Davis	Harvey	Oden
Branyon	Dawkins	Kelly	Rodgers
Brassell	Dement	Lee (Lawrence)	Selman
Broadfoot	DeSear	Locke (Perry)	Shumate
Brooks	Edwards (Escambia)	Mathews	Simon
Brown (Lamar)	Ferrell	Mathison	Stembridge
Burkhalter	Gregory	Money	Wood
Cox	Hall	Murphy	

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## READING OF JOURNAL

The Speaker directed the Clerk to read the Journal of the House for the eleventh legislative day.

## RESOLUTION

The following resolution was introduced:

By Mr. Ramey:

H. J. R. 29. WHEREAS the Montgomery Rebels, Montgomery's outstanding ball club, leaders of their league, have very graciously extended to the members of the Legislature an invitation to a game between the Rebels and Graceville, a club which occupies second place in the league, to be played at Paterson Field in Montgomery on Tuesday Night, June 18; now therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, That the members of the Legislature of Alabama do hereby accept this fine show of hospitality on the part of the Montgomery Rebels with sincere thanks, and extend to the Rebels best wishes for their continued success.

Resolved further, that each member who desires to attend this game is requested to contact Representative Ramey to obtain a complimentary ticket.

The motion of Mr. Ramey to suspend the rules in order to bring up for immediate consideration the above and foregoing H. J. R. 29 was lost.

Yeas 41; Nays 27.

*Yeas:*

Mr. Speaker	Dement	Jenkins	Money
Adams ( <i>Jefferson</i> )	DeSear	Johnson ( <i>Elmore</i> )	Murphy
Bradford	Gist	Killough	Nolen
Branyon	Goodwyn	Kirkham	Oden
Broadfoot	Gregory	Law	Richardson
Brooks	Grouby	Lee ( <i>Lawrence</i> )	Simon
Brown ( <i>Lamar</i> )	Hall	Locke ( <i>Choclaw</i> )	Speaks
Brown ( <i>Lee</i> )	Harrison	Locke ( <i>Perry</i> )	Stembridge
Burkhalter	Holliman	McLendon ( <i>Bullock</i> )	Tyson
Cox	Huddleston	McNider	Windle
Dawkins			

—41

*Nays:*

Messrs.:	Davis	Gilmer	Lee ( <i>Barbour</i> )
Albea	deGraffenried	Hain	McKay
Ashworth	Edwards ( <i>Escambia</i> )	Hanby	Merrill
Bassett	Edwards ( <i>Jefferson</i> )	Hardy	Payne
Boyd	Ferrell	Hodges	Rodgers
Brewer	Franklin	Hunt	Thomas
Cornett	Gilchrist	Lackey	Wood

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And said resolution, H. J. R. 29, was read and referred to the Standing Committee on Rules.

#### READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the eleventh legislative day.

#### MOTION TO SUSPEND RULES LOST

The motion of Mr. Tyson to suspend the rules in order to introduce bills and resolutions, and to take up for consideration the third reading of local bills, was lost.

Yeas 31; Nays 49.

*Yeas:*

Mr. Speaker	Davis	Holliman	Murphy
Bradford	Dawkins	Huddleston	Oden
Branyon	Dement	Jenkins	Selman
Broadfoot	Ferrell	Kirkham	Shumate
Brooks	Gregory	Lee ( <i>Lawrence</i> )	Simon
Brown ( <i>Lamar</i> )	Hall	McNider	Solomon
Callahan	Haltom	Mathison	Tyson
Cox	Harvey	Money	

—31

*Nays:*

Messrs.:	Brewer	Franklin	Hardy
Adams ( <i>Jefferson</i> )	Burkhalter	Gilchrist	Harrison
Albea	Cornett	Gilmer	Hodges
Ashworth	deGraffenried	Gist	Hunt
Bassett	DeSear	Goodwyn	Johnson ( <i>Elmore</i> )
Boyd	Edwards ( <i>Escambia</i> )	Hain	Kaul
Brassell	Edwards ( <i>Jefferson</i> )	Hanby	Kendall



Killough	McLendon (Bullock)	Payne	Stembridge
Lackey	Merrill	Perry	Summerlin
Law	Nettles	Pirkle	Thomas
Lee (Barbour)	Nice	Richardson	Windle
Locke (Perry)	Nolen	Speaks	Wood
McKay	Oakley		

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Lamberth:

S. J. R. 31. BE IT RESOLVED By the Senate, the House concurring, that when the two Houses adjourn today, they adjourn to meet again Tuesday, June 18, 1957.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

The motion of Mr. Dawkins to suspend the rules in order to bring up for immediate consideration the S. J. R. 31 set out in the above and foregoing Message from the Senate was lost.

Yeas 59; Nays 18.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Lee (Lawrence)	Pirkle
Adams (Jefferson)	Ferrell	Locke (Choctaw)	Rodgers
Bassett	Gilchrist	Locke (Perry)	Selman
Bradford	Gist	McLendon (Bullock)	Shumate
Branyon	Gregory	McNider	Simon
Brassell	Hall	Mathews	Solomon
Brewer	Haltom	Mathison	Speaks
Broadfoot	Harrison	Merrill	Steagall
Brooks	Harvey	Money	Stembridge
Brown (Lamar)	Holliman	Murphy	Tyson
Burkhalter	Huddleston	Nice	Vacca
Cox	Jenkins	Nolen	Ward
Dawkins	Kendall	Oden	Windle
DeSear	Killough	Payne	Wood
Edwards (Escambia)	Kirkham	Perry	

—59

Nays:

Messrs.:	Cornett	Hardy	Nettles
Albea	deGraffenried	Hodges	Oakley
Ashworth	Franklin	Hunt	Richardson
Boyd	Grouby	Lee (Barbour)	Thomas
Callahan	Hain	McKay	

—18

And said resolution, S. J. R. 31, was read and referred to the Standing Committee on Rules.

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the eleventh legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Kirkham to suspend the rules in order to introduce a local bill for Marengo County was lost.

Yeas 41; Nays 41.

Yeas:

Mr. Speaker	Ferrell	Law	Oden
Bassett	Gist	Lee (Lawrence)	Rodgers
Bradford	Gregory	Locke (Choctaw)	Selman
Branyon	Hall	McClendon (Chambers)	Shumate
Brassell	Haltom	McNider	Simon
Broadfoot	Holliman	Mathews	Solomon
Brown (Lamar)	Huddleston	Mathison	Steagall
Callahan	Jenkins	Money	Stembridge
Dawkins	Killough	Murphy	Tyson
Dement	Kirkham	Nolen	Wood
Edwards (Escambia)			

—41

Nays:

Messrs.:	DeSear	Hodges	Merrill
Adams (Jefferson)	Edwards (Jefferson)	Hunt	Nettles
Adams (Tallapoosa)	Franklin	Johnson (Elmore)	Oakley
Albea	Gilchrist	Johnson (Tallapoosa)	Payne
Ashworth	Gilmer	Kaul	Perry
Boyd	Goodwyn	Kendall	Pirkle
Brewer	Grouby	Lackey	Richardson
Burkhalter	Hain	Lee (Barbour)	Speaks
Cornett	Hanby	McKay	Thomas
Davis	Hardy	McLendon (Bullock)	Vacca
deGraffenried	Harrison		

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## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the eleventh legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Kelly that the House adjourn until Tuesday, June 18, 1957, at ten o'clock A. M. was lost.

Yeas 5; Nays 75.

Yeas:

Messrs.:	Cox	Shumate	Wood
Brown (Lamar)	Rodgers		

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Nays:

Mr. Speaker	DeSear	Harrison	Locke (Perry)
Adams (Jefferson)	Edwards (Escambia)	Hodges	Love
Adams (Tallapoosa)	Edwards (Jefferson)	Holliman	McClendon (Chambers)
Albea	Ferrell	Huddleston	McKay
Ashworth	Franklin	Hunt	McLendon (Bullock)
Bassett	Gilchrist	Jenkins	McNider
Boyd	Gilmer	Johnson (Elmore)	Martin
Bradford	Gist	Johnson (Tallapoosa)	Mathison
Branyon	Goodwyn	Kaul	Merrill
Brassell	Gregory	Kendall	Murphy
Brewer	Grouby	Killough	Nettles
Burkhalter	Hain	Kirkham	Nice
Callahan	Hall	Lackey	Nolen
Cornett	Haltom	Law	Oakley
deGraffenried	Hanby	Lee (Barbour)	Oden
Dement	Hardy	Locke (Choctaw)	Payne

Perry  
Pirkle  
Richardson

Selman  
Solomon  
Speaks

Steagall  
Stembridge  
Thomas

Vacca  
Windle

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REPORT OF THE STANDING COMMITTEE ON RULES ON  
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills and House Joint Resolutions, to-wit:

H. 6. To amend Sections 1, 5 and 8 of Act 515 approved July 9, 1945, as amended, which relates to the Employees' Retirement System of Alabama.

Also:

H. 17. Relating to the municipality of Prattville in Autauga County: To alter and rearrange the boundaries of the City.

Also:

H. 25. To amend Act No. 183, H. 558, approved June 23, 1945 (Local Acts of Alabama, 1945, page 99) which divided Butler County into four commissioner's districts and provided for the election, tenure of office and compensation of commissioners for each of such districts.

Also:

H. 45. To apply in Cleburne County only; regulating further the taking of fish from public streams and impounded waters; authorizing the taking of catfish by the use of baskets or nets, including wire mesh baskets, on which a privilege license tax has been paid; prohibiting the sale of fish so taken.

Also:

H. 51. To permit any bank or branch bank located in Colbert County to establish in the municipality of Cherokee, Alabama, one branch bank, branch agency, additional office, or branch place of business in addition to all other branches, agencies, offices, or places of business authorized by law, subject to the approval of the State Superintendent of Banks.

Also:

H. 53. To permit any bank in Coosa County to establish one or more branches, or additional offices or places of business, for the receipt of deposits, payment of checks, lending of money, and doing a general banking business, subject to the approval of the State Superintendent of Banks.

Also:

H. 78. To fix the salary of the Deputy Solicitor for Houston County, Alabama, at thirty-six hundred dollars per year, and to provide for the payment thereof.

Also:

H. 99. To prescribe the salary and the manner of payment thereof of certain deputies sheriff for Lamar County.

Also:

H. 107. To provide further for the development of Marion County, conferring on the governing body of said county additional powers and authority to provide for public schools and other county improvements.

Also:

H. 116. To create and establish the Marion County Superior Court; to define its jurisdiction and powers; to provide for its officers, their appointment, election, term of office, powers, duties and compensation; to provide that the court shall be open at all times for the transaction of business and to authorize the judge to fix the time for sessions for the trial of cases; to empower the court to prescribe its own rules of pleading, practice and procedure; and to give such rules the force and effect of law; to abolish the Marion County Court and transfer all causes pending therein to the court hereby established; and to provide for the transfer of certain causes pending in the circuit court of Marion County.

Also:

H. 146. To alter, rearrange and extend the boundaries of the City of Montgomery so as to include within the corporate limits thereof certain additional territory located in the North Half of Section 22, Township 16N, Range 18E, Montgomery County, Alabama.

Also:

H. 151. For the relief of T. B. Jarman; authorizing the court of county commissioners, board of revenue, or like governing body of Sumter County to appropriate and pay from the general fund of the county the sum of five hundred dollars (\$500) to said Jarman as damages for an injury to his property.

Also:

H. 172. To provide for paid leaves of absence for certain employees of Walker County.

Also:

H. 205. To provide the Sheriff of Covington County, Alabama, and additional Deputy Sheriff to those now provided by law; to fix the salary of said deputy and to make the same payable in equal monthly installments from the General Funds of Covington County, Alabama.

Also:

H. 206. To increase the minimum and maximum salaries payable to Deputies Sheriff (except the Chief Deputy) of Covington County, Alabama, now authorized under the laws of Alabama.

Also:

H. 211. To alter or re-arrange the boundary lines of the city of Fort Payne, DeKalb County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in DeKalb County, Alabama.

Also:

H. 213. To provide for a Chief Deputy Sheriff and other Deputies Sheriff of Elmore County, Alabama, and to provide for their compensation and allowances of expenses.

Also:

H. 223. To alter, re-arrange, and extend the boundaries of the City of Headland in Henry County.

Also:

H. 227. Making an appropriation from the treasury of Madison County for the relief of R. B. Massey, to compensate him for property damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal liability and cannot be sued.

Also:

H. 251. To amend Act No. 465, H. 743, approved September 9, 1955 (Acts of Alabama, 1955, p. 1054), entitled "An Act Relating to the operation of school buses in Winston County; providing that the county board of education shall employ no person as school bus driver unless such person is at least 25 years of age; and requiring the county board of education to pay school bus drivers a prescribed minimum salary, and to cause heaters to be placed in the buses."

Also:

H. 256. Relating to the construction, maintenance and repair of the county roads and bridges of DeKalb County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department, and relieving the county and officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds, including DeKalb County's proportionate share of the state gasoline tax, the county one-cent tax on gasoline, state motor vehicle license taxes allocated to the county, and also for the transfer of supplies, equipment, machinery and materials used in the construction, maintenance and repair of county roads and bridges; and repealing conflicting laws.

Also:

H. 257. To Alter or re-arrange the boundary lines of the Town of Rainsville, Alabama, so as to include within the corporate limits of said town or territory not already included therein.

Also:

H. 259. To apply in but only in counties having a population of not less than 19,200 inhabitants, nor more than 20,200, according to the last or any subsequent federal decennial census; authorizing the court of county commissioners, board of revenue or like governing body of such counties, by whatever name called or designated, to fix the compensation of deputies sheriff.

Also:

H. 293. To fix the compensation of the county superintendent of education in all counties having a population of not more than 16,475 nor less than 16,075, according to the last or any subsequent federal decennial census.

Also:

H. 313. Relating to Talladega County: To authorize the board of revenue, court of county commissioners, or other like governing body of Talladega County to provide clerk-hire allowances for certain county officers.

Also:

H. 357. To regulate further the duties and compensation of members of the court of county commissioners, board of revenue or like governing body of all counties having a population of not less than 16,075 nor more than 16,475, according to the last or any subsequent federal decennial census.

Also:

H. J. R. 25. Relative to a joint session of the two Houses for the purpose of hearing an address by The Honorable S. Ernest Vandiver, Lieutenant Governor of the State of Georgia.

Also:

H. J. R. 26. Relative to the death of J. V. Tarwater of Fayette, Alabama and expressing sympathy to the surviving members of his family.

Also:

H. J. R. 27. Relative to the death of Leroy Marion Edwards, extending sympathy to Hon. Malcolm Edwards and his family.

Also:

H. J. R. 28. Relative to death of M. C. Giles, of Russellville, Alabama, and extending sympathy to his son Jones Giles and his family.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

#### SIGNING OF BILLS AND HOUSE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills and House Joint Resolutions, the titles to which are set out in the above and foregoing report of the Standing Committee on Rules.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bill, your signature thereto is requested:

S. 53. To provide for the incorporation of certain public bodies heretofore or hereafter created and established pursuant to Chapter 6 of Title 22, Code of Alabama (1940), and to prescribe the powers of such corporations in relation to the establishment and operation of certain public hospitals.

J. E. SPEIGHT,  
Secretary.

#### SIGNING OF SENATE BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set out in the above and foregoing Message from the Senate.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bill, your signature thereto is requested:

S. 52. To amend Title 34, Section 74, Code of Alabama, 1940, which relates to contracts between husband and wife, by deleting therefrom the provision prohibiting a wife from becoming the surety for the husband.

J. E. SPEIGHT,  
Secretary.

### SIGNING OF SENATE BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set out in the above and foregoing Message from the Senate.

### READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the eleventh legislative day.

### MOTION TO SUSPEND RULES LOST

The motion of Mr. Kirkham to suspend the rules in order to introduce a local bill for Marengo County was lost.

Yeas 42; Nays 42.

#### Yeas:

Mr. Speaker	Ferrell	Lee (Lawrence)	Nolen
Bassett	Gist	Locke (Choctaw)	Oden
Bradford	Gregory	Locke (Perry)	Rodgers
Branyon	Hall	Love	Selman
Brassell	Haltom	McNider	Shumate
Broadfoot	Harvey	Martin	Simon
Brown (Lamar)	Holliman	Mathews	Solomon
Callahan	Huddleston	Mathison	Tyson
Dawkins	Jenkins	Money	Windle
Dement	Kelly	Murphy	Wood
Edwards (Escambia)	Kirkham		

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#### Nays:

Messrs.:	Franklin	Johnson (Tallapoosa)	Nice
Adams (Jefferson)	Gilchrist	Kaul	Oakley
Adams (Tallapoosa)	Gilmer	Killough	Payne
Albea	Goodwyn	Lackey	Perry
Ashworth	Grouby	Law	Pirkle
Boyd	Hain	Lee (Barbour)	Richardson
Brewer	Hanby	McClendon (Chambers)	Speaks
Cornett	Hardy	McKay	Summerlin
deGraffenried	Harrison	McLendon (Bullock)	Thomas
DeSear	Hodges	Merrill	Vacca
Edwards (Jefferson)	Johnson (Elmore)	Nettles	

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### READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the eleventh legislative day.

### MOTION TO RECESS LOST

The motion of Mr. Dawkins that the House recess for twenty minutes was lost.

Yeas 29; Nays 51.

*Yeas:*

Mr. Speaker	Dement	Jenkins	Oden
Branyon	Edwards (Escambia)	Kelly	Pruitt
Brassell	Ferrell	Lee (Lawrence)	Rodgers
Broadfoot	Hall	Martin	Selman
Brooks	Hardy	Mathews	Shumate
Brown (Lamar)	Hare	Mathison	Simon
Cox	Harvey	Murphy	Stembridge
Davis			

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*Nays:*

Messrs.:	Franklin	Kendall	Nettles
Adams (Jefferson)	Gilchrist	Killough	Nice
Adams (Tallapoosa)	Gist	Kirkham	Nolen
Albea	Goodwyn	Lackey	Payne
Bassett	Grouby	Law	Perry
Boyd	Hain	Lee (Barbour)	Pirkle
Bradford	Hanby	Locke (Choctaw)	Richardson
Brewer	Harrison	Locke (Perry)	Solomon
Callahan	Hodges	Love	Speaks
Cornett	Hunt	McClendon (Chambers)	Summerlin
deGraffenried	Johnson (Elmore)	McKay	Thomas
DeSear	Johnson (Tallapoosa)	McNider	Vacca
Edwards (Jefferson)	Kaul	Merrill	Windle

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## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the eleventh legislative day.

## RESOLUTION

The following resolution was introduced:

By Mr. Oden:

H. J. R. 30. WHEREAS, the United States Supreme Court and various Federal Courts have been subjected to severe criticism as a result of the decisions and decrees in the School Segregation and related cases which declare that segregation and discrimination because of race, color, religion or national origin in the public schools and facilities violate the principles of the Constitution of the United States; and

WHEREAS, these decisions and decrees of the United States Supreme Court and various Federal Courts have been condemned as a usurpation of and encroachment on the reserved powers of the states by the Supreme Court and central government of the United States; and

WHEREAS, the decisions and decrees of the United States Supreme Court and various Federal Courts are being condemned, disregarded and evaded both directly and indirectly by state legislation, procrastination in complying with said decisions and decrees, coercion and intimidation, on the theory that any state has a right to interpose its sovereignty in opposition to an exercise of power by the Federal government which that state determines has not been granted by the several states to the Federal government; now therefore

RESOLVED BY THE HOUSE OF REPRESENTATIVES OF ALABAMA, THE SENATE CONCURRING, That segregation because of race is not prohibited by the Constitution of the United States, and a state has the right to maintain at its own expense racially separate public schools or facilities; and be it further



RESOLVED, That the Supreme Court of the United States is not the final arbiter on social questions, and any disagreement or dissatisfaction the Court may have with any action of this State should be resolved through the processes provided by the Constitution and laws of the United States; and be it further

RESOLVED, That the theory of interposition, whereby the authority of the government of the United States is disregarded when any state decides it shall interpose its sovereignty in disobedience to that authority, is hereby applauded and approved.

The motion of Mr. Oden to suspend the rules in order to bring up for immediate consideration the above and foregoing H. J. R. 30 was lost.

Yeas 24; Nays 33.

Yeas:

Mr. Speaker	Dawkins	Hunt	Payne
Branyon	Dement	Kirkham	Rodgers
Brooks	Edwards (Escambia)	Love	Selman
Brown (Lamar)	Franklin	McKay	Shumate
Cox	Hall	McLendon (Bullock)	Stembridge
Davis	Holliman	Oden	Wood

—24

Nays:

Messrs.:	Edwards (Jefferson)	Lackey	Pirkle
Adams (Jefferson)	Gilchrist	Law	Pruitt
Albea	Grouby	Lee (Barbour)	Ramey
Ashworth	Hain	Martin	Richardson
Boyd	Hanby	Merrill	Speaks
Brewer	Hardy	Nice	Summerlin
Cornett	Harrison	Oakley	Thomas
deGraffenried	Johnson (Elmore)	Perry	Vacca
DeSear	Kaul		

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And said resolution, H. J. R. 30, was read and referred to the Standing Committee on Rules.

#### READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the eleventh legislative day.

#### MOTION TO SUSPEND RULES LOST

The motion of Mr. Boyd to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 71, was lost.

Yeas 44; Nays 39.

Yeas:

Messrs.:	Gilchrist	Kendall	Nice
Adams (Jefferson)	Gist	Kirkham	Nolen
Adams (Tallapoosa)	Hain	Lackey	Oakley
Albea	Hanby	Law	Perry
Ashworth	Hardy	Locke (Choctaw)	Pirkle
Boyd	Harrison	Locke (Perry)	Richardson
Brewer	Hodges	McClendon (Chambers)	Rodgers
Cornett	Holliman	McKay	Speaks
deGraffenried	Huddleston	McNider	Summerlin
DeSear	Johnson (Elmore)	Martin	Thomas
Edwards (Jefferson)	Kaul	Nettles	Vacca
Franklin			

—44

*Nays:*

Mr. Speaker	Dawkins	Lee (Barbour)	Payne
Branyon	Dement	Lee (Lawrence)	Pruitt
Brassell	Edwards (Escambia)	Love	Selman
Broadfoot	Ferrell	McLendon (Bullock)	Shumate
Brooks	Gregory	Mathews	Simon
Brown (Lamar)	Hall	Mathison	Solomon
Burkhalter	Haltom	Merrill	Steagall
Callahan	Harvey	Money	Stembridge
Cox	Hunt	Murphy	Windle
Davis	Killough	Oden	

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## MOTION TO RECESS LOST

The motion of Mr. Branyon that the House recess until 2:00 o'clock this afternoon was lost.

Yeas 9; Nays 70.

*Yeas:*

Messrs.:	Dement	Mathews	Rodgers
Branyon	Hall	Nice	Steagall
Brown (Lamar)	Lee (Lawrence)		

—9

*Nays:*

Mr. Speaker	Edwards (Jefferson)	Johnson (Elmore)	Merrill
Adams (Jefferson)	Ferrell	Johnson (Tallapoosa)	Money
Adams (Tallapoosa)	Franklin	Kaul	Murphy
Albea	Gilchrist	Kendall	Nettles
Ashworth	Gilmer	Kirkham	Oakley
Bassett	Gist	Lackey	Payne
Boyd	Grouby	Law	Perry
Bradford	Hain	Lee (Barbour)	Pirkle
Brassell	Haltom	Locke (Choctaw)	Pruitt
Brewer	Hanby	Locke (Perry)	Richardson
Brooks	Hardy	Love	Shumate
Burkhalter	Hare	McClendon (Chambers)	Solomon
Callahan	Harrison	McKay	Speaks
Cornett	Hodges	McLendon (Bullock)	Stembridge
Davis	Holliman	McNider	Thomas
deGraffenried	Huddleston	Martin	Vacca
DeSear	Hunt	Mathison	Windle
Edwards (Escambia)	Jenkins		

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 74. To amend Section 72, Title 45, Code of Alabama, which relates to payment of costs by Board of Corrections.

Also:

H. 75. To amend further Section 325 of Title 15, Code of Alabama (1940), which relates to specifications of legal punishments.

J. E. SPEIGHT,  
Secretary.

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the eleventh legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Kirkham to suspend the rules in order to dispense with further reading of the Journal of the House for the eleventh legislative day was lost.

Yeas 48; Nays 34.

## Yeas:

Messrs.:	Franklin	Johnson (Tallapoosa)	Nice
Adams (Jefferson)	Gilchrist	Kaul	Nolen
Adams (Tallapoosa)	Gist	Kendall	Oakley
Ashworth	Hain	Killough	Payne
Bassett	Haltom	Kirkham	Perry
Boyd	Hanby	Lackey	Ramey
Bradford	Hardy	Law	Richardson
Brewer	Hare	Lee (Lawrence)	Rodgers
Callahan	Harrison	Locke (Choclaw)	Steagall
Cornett	Holliman	McKay	Summerlin
deGraffenried	Huddleston	McNider	Vacca
DeSear	Johnson (Elmore)	Nettles	Windle
Edwards (Jefferson)			—48

## Nays:

Mr. Speaker	Dawkins	Lee (Barbour)	Oden
Albea	Dement	Locke (Perry)	Pirkle
Branyon	Ferrell	McClendon (Chambers)	Selman
Brassell	Gregory	McLendon (Bullock)	Shumate
Broadfoot	Grouby	Mathews	Simon
Brooks	Hall	Mathison	Solomon
Brown (Lamar)	Hodges	Money	Stembridge
Burkhalter	Hunt	Murphy	Thomas
Davis	Kelly		—34

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the eleventh legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Burkhalter that the House adjourn until Tuesday, June 18, 1957, at ten o'clock A. M. was lost.

Yeas 26; Nays 57.

## Yeas:

Mr. Speaker	Davis	Kelly	Rodgers
Branyon	Edwards (Escambia)	Mathews	Selman
Brassell	Ferrell	Mathison	Shumate
Broadfoot	Gregory	Money	Simon
Brooks	Hall	Oden	Steagall
Brown (Lamar)	Hare	Ramey	Stembridge
Burkhalter	Holliman		—26

*Nays:*

Messrs.:	Franklin	Johnson (Elmore)	Martin
Adams (Jefferson)	Gilchrist	Kaul	Merrill
Adams (Tallapoosa)	Gilmer	Kendall	Nettles
Albea	Gist	Kirkham	Nice
Ashworth	Goodwyn	Lackey	Nolen
Bassett	Grouby	Law	Oakley
Boyd	Hain	Lee (Barbour)	Payne
Bradford	Haltom	Lee (Lawrence)	Perry
Brewer	Hanby	Locke (Choctaw)	Pirkle
Callahan	Hardy	Locke (Perry)	Richardson
Cornett	Harrison	McClendon (Chambers)	Solomon
deGraffenried	Hodges	McKay	Summerlin
Dement	Huddleston	McLendon (Bullock)	Thomas
DeSear	Hunt	McNider	Vacca
Edwards (Jefferson)	Jenkins		

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## READING OF JOURNAL COMPLETED

The Clerk completed the reading of the Journal of the House for the eleventh legislative day.

## JOURNAL FOR THE ELEVENTH LEGISLATIVE DAY APPROVED

On motion of Mr. Dawkins the report of the Standing Committee on Rules heretofore set out was concurred in and adopted, and the Journal of the House for the eleventh legislative day was approved.

Yeas 33; Nays 0.

*Yeas:*

Mr. Speaker	Edwards (Jefferson)	Kaul	Nolen
Adams (Jefferson)	Ferrell	Kendall	Oakley
Adams (Tallapoosa)	Franklin	Killough	Oden
Albea	Gilchrist	Kirkham	Payne
Ashworth	Gilmer	Lackey	Perry
Bassett	Gist	Law	Pirkle
Boyd	Goodwyn	Lee (Barbour)	Pruitt
Bradford	Gregory	Lee (Lawrence)	Richardson
Branyon	Grouby	Locke (Choctaw)	Rodgers
Brassell	Hain	Locke (Perry)	Selman
Brewer	Hall	McClendon (Chambers)	Shumate
Broadfoot	Haltom	McKay	Simon
Brown (Lamar)	Hanby	McLendon (Bullock)	Solomon
Burkhalter	Hardy	McNider	Speaks
Callahan	Harrison	Martin	Steagall
Cornett	Harvey	Mathews	Stembridge
Dawkins	Hodges	Merrill	Summerlin
deGraffenried	Holliman	Money	Thomas
Dement	Huddleston	Murphy	Vacca
DeSear	Jenkins	Nettles	Windle
Edwards (Escambia)	Johnson (Elmore)	Nice	

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## MOTION TO ADJOURN LOST

The motion of Mr. Davis that the House adjourn until Tuesday, June 18, 1957, at eleven o'clock A. M. was lost.

Yeas 24; Nays 57.

*Yeas:*

Mr. Speaker	Brooks	Dawkins	Ferrell
Branyon	Brown (Lamar)	Dement	Hall
Brassell	Davis	DeSear	Harvey

Kelly	Mathews	Rodgers	Simon
Locke (Perry)	Murphy	Selman	Steagall
Martin	Oden	Shumate	Stembridge

—24

*Nays:*

Messrs.:	Franklin	Johnson (Elmore)	McNider
Adams (Jefferson)	Gilchrist	Johnson (Tallapoosa)	Merrill
Adams (Tallapoosa)	Gilmer	Kaul	Nettles
Albea	Gist	Kendall	Nice
Ashworth	Grouby	Killough	Nolen
Bassett	Hain	Kirkham	Oakley
Boyd	Haltom	Lackey	Payne
Bradford	Hanby	Law	Perry
Brewer	Hardy	Lee (Barbour)	Pirkle
Brown (Lee)	Harrison	Lee (Lawrence)	Richardson
Burkhalter	Hodges	Locke (Choctaw)	Speaks
Callahan	Holliman	McClendon (Chambers)	Summerlin
Cornett	Huddleston	McKay	Thomas
deGraffenried	Hunt	McLendon (Bullock)	Vacca
Edwards (Jefferson)	Jenkins		

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BILLS ON SECOND READING

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 105. To amend Section 38 of Title 11, Code of Alabama (1940), which relates to fees allowed justices of the peace.

H. 106. To amend Section 39 of Title 11, Code of Alabama (1940), which relates to the fees allowed to constables.

H. 276. To authorize the closing of county offices on legal holidays and Saturdays, and to repeal Act No. 74, H. 12, approved June 9, 1945, which authorized the closing of such offices at noon one day each week, and all laws in conflict herewith.

H. 514. To amend further the act approved June 23, 1949, entitled "An Act to provide for the service of process in civil suits upon non-residents of the State of Alabama and providing that any non-resident person, firm, partnership, general or limited, or any corporation not qualified under the constitution and laws of this State as to doing business herein shall be deemed to have appointed the Secretary of State, or his successor or successors in office, to be the true and lawful attorney or agent of such non-resident, upon whom process may be served; and for other purposes" (Act No. 128, S. 120, Acts of 1949, p. 154).

H. 494. To propose an amendment to the Constitution of Alabama.

The above bill was read a second time at length as required by the Constitution.

H. 518. To amend Section 9 of the act approved September 2, 1949 entitled "An Act Relating to public health; to regulate, through licensure, hospitals, sanatoria, rest homes, nursing homes, and related institutions; and providing penalties for the violation of this Act" (Act No. 530, H. 635, Acts of Alabama 1949, p. 835).

H. 118. To amend Title 13, Article 4, Section 179, of the Code of Alabama of 1940.

H. 361. To amend Section 811 of Title 7 of the Code of Alabama of 1940, insofar as it conflicts with this Act; to provide for the entering of additurs and remittiturs by the trial court; to provide for the filing of additurs and remittiturs under protest and to provide for appeals therefrom.

H. 472. To amend Title 41, Section 176 of the Code of Alabama 1940 relating to the filling of vacancies in public office.

H. 502. Providing that every person, firm, or corporation who sells or furnishes any tractor, scraper, machinery or like roadbuilding equipment of any kind, or part thereof, or repairs thereto, the purchase price of which exceeds Twenty-Five Dollars (\$25.00), shall have a lien for the full price thereof on the vehicle; providing for the recording of such lien and for the enforcement thereof.

H. 503. To provide for the recordation of certain conditional sales contracts covering road construction machinery and equipment.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 533 (with amendment). To amend Sections 6 and 7 of Act No. 158, H. 145, approved February 24, 1956 (Acts of Alabama, 1956, p. 224), entitled "An Act To provide for and fix the manner in which the Director of Conservation may execute oil, gas and mineral leases on all lands under the jurisdiction of the Department of Conservation; to further provide for the manner in which the Director of Conservation may execute oil, gas and mineral leases on lands belonging to other State departments or agencies; to further provide for the manner in which lands or any rights of interest therein under any navigable streams or navigable waters, bays, estuaries, lagoons, bayous or lakes, and the shores along the navigable waters to high tide mark, and submerged lands in the Gulf of Mexico within the historic seaward boundary of this State, which is hereby declared to extend seaward six leagues from the land bordering the Gulf, may be leased and managed by the Director of Conservation; to provide for pooling and unitization agreements; to provide for the disposition of revenue derived from such leases; to provide for the Governor's approval for all such agreements, and to further provide for the repeal of all laws in conflict with the provisions of this Act."

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 535. To make it unlawful for any person to demand, solicit, or receive, either directly or indirectly, for himself or for any other person, any money, service, or other valuable consideration, for or on account of any appointment to, or the retention of any person in, any office or position of employment in the public service of this State or any political subdivision thereof; and to prescribe penalties for violations of the Act.

H. 543. To amend Section 4 of Act No. 276, General Laws, Regular Session of 1939, to make the term "state" as used herein to mean any one of the several states and Alaska, Hawaii, the Commonwealth of Puerto Rico, the Virgin Islands, and the District of Columbia; and to provide that this Act may be cited as the uniform act for out-of-state supervision of parolees and probationers.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 147. To fix the compensation of members of the State Board of Pardons and Paroles.

H. 445. To transfer funds heretofore appropriated for Bangs' Disease control from amounts therein designated to be expended for salaries and for equipment purchases to the amount to be expended for other expenses during the fiscal year ending September 30, 1957.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 12 (with substitute). To amend Section XV, Sub-sections B and E of Act No. 348, 1955 General Acts of Alabama.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 544 (with amendment). To amend Section 348 of Title 51, Code of Alabama (1940).

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 504. To amend Section 354 of Title 51 of the Code of Alabama 1940, relating to the due date of franchise tax.

H. 505. To amend Section 346 of Title 51 of the Code of Alabama 1940, relating to Domestic Corporation Permits.

H. 506. To amend Section 345 of Title 51 of the Code of Alabama 1940, relating to Foreign Corporation Permits.

H. 265. To amend Section 552 of Title 51, Code of Alabama 1940, which relates to the payment of an annual license tax by persons engaged in the practice of medicine, chemistry, bacteriology, roentgenology, or other similar professions.

H. 517. To amend further Section 249 of Title 55, Code of Alabama (1940), which fixes the salary of the state geologist.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 292 (with amendment). To provide for the prevention, eradication and control of diseases of poultry by authorizing the Department of Agriculture and Industries to establish and maintain poultry disease diagnostic laboratories; to authorize the adoption and execution of a

poultry disease control program and to make an appropriation of funds from the State Treasury to be expended for the purpose of carrying out the provisions of this Act.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 539. To provide the sum of \$50,000, in addition to all other sums heretofore provided, for the payment of awards by the Board of Adjustment made during the fiscal year ending September 30, 1957.

H. 540. To make an additional appropriation to the Alabama Alcoholic Beverage Control Board for equipment purchases.

H. 280. To amend further Section 648 of Title 51, Code of Alabama (1940), which relates to the excise tax collected and paid on gasoline.

H. 510. To make an additional appropriation to the Division of Forestry of the Department of Conservation for the fiscal year ending September 30, 1957.

S. 54. To amend further Act No. 515, H. 93, approved July 9, 1945 (General Acts 1945, page 734), the Act which established the Employees' Retirement System of Alabama.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 170 (with substitute). To make an appropriation for the support and maintenance of the Walker County Junior College, located at Jasper, in Walker County, Alabama.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 534. To regulate seating on public buses and public railroads and to provide penalties.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 393 (with amendment). To make an appropriation for each of the fiscal years ending September 30, 1958 and September 30, 1959 to The Armory Commission of Alabama to be used in providing necessary armory facilities for Alabama National Guard and Air National Guard units, including the matching of Federal funds made available to the State for such purpose and including the improvement and equipping of armories therefor.

Mr. Summerlin, Chairman of the Standing Committee on Education, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 537. To re-enact and amend Section 93 of Title 52, Code of Alabama (1940), which relates to county boards of education.



Mr. Lackey, Chairman of the Standing Committee on Health, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 343. To provide for the care and treatment of tuberculous prisoners in the custody of the Department of Corrections.

H. 344. To amend Sections 232, 238, 242, 243 and 255 of Title 22, Code of Alabama (1940), which relate to narcotic drugs and poisons.

H. 345. To amend Section 258, Title 22, Code of Alabama (1940), which prescribes penalties for trafficking in marihuana.

H. 346. Further regulating the traffic in narcotic drugs by forbidding unauthorized transportation or conveying of such drugs and providing that any vehicle, boat, aircraft or other conveyance used in the illegal carrying or transportation of narcotic drugs shall be contraband and forfeited to the State of Alabama in the manner prescribed in this Act.

H. 347. To make it unlawful to possess or traffic in heroin in the State of Alabama, and to prescribe penalties for violations of this Act.

Mr. Lackey, Chairman of the Standing Committee on Health, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 377 (with amendment). To regulate trade practices in the business of insurance by defining, or providing for the determination of, all such practices in this State which constitute unfair methods of competition or unfair or deceptive acts or practices; to prohibit the same; to provide for a determination by the Superintendent of Insurance of any violations of this Act after a hearing thereon, with the right of review by appeal to the Circuit Court of Montgomery County; to provide a fine for violating the orders of the Superintendent of Insurance; and for other purposes.

Mr. Lackey, Chairman of the Standing Committee on Health, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 497 (with substitute). To amend Section 3 of Act No. 193, approved July 16, 1953, (General Acts of 1953, Page 247) and being Title 28, Section 420, et seq., Code of Alabama (Pocket Parts) entitled: "An Act Relating to Insurance: to adopt uniform individual accident and sickness policy provisions, and to repeal all laws in conflict herewith."

Mr. Oden, Chairman of the Standing Committee on Business and Labor, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 69. Empowering the Superintendent of Banks to require fees for the examination of all State Banks, Credit Unions and Small Loan Companies.

Mr. Brown (Lee), Chairman of the Standing Committee on Transportation, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 112. To amend Section 91 of Title 36, Code of Alabama (1940), which relates to issuing special permits for the movement of oversize,

overweight, overlength, and overwidth vehicles and commodities on State highway of Alabama.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 314 (with substitute). To amend Section 135 of Title 37 of the Code of Alabama of 1940, as heretofore amended, to further provide for extending the corporate limits and boundaries of incorporated municipalities, and to repeal Sections 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, and 167 of Title 37 of the Code of Alabama, 1940.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 300 (with amendment). To amend further Section 429 of Title 51, Code of Alabama (1940), which relates to the tax on financial institutions.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 426. To amend Section 466 of Title 37 of the Code of Alabama of 1940

H. 547. To amend Section 347 of Title 37 of the Code of Alabama of 1940 so as to provide that if the resolution authorizing the issuance of revenue anticipation bonds under Subdivision 4 of Article 2 of Chapter 6 of Title 37 of the Code of Alabama of 1940 contains a reservation of the right to issue additional bonds payable out of the same revenue on a parity of lien with those issued under said resolution then such additional bonds may be issued with such parity of lien.

H. 491. To validate in certain cases elections heretofore held in municipalities or counties on the question of the issuance of bonds.

H. 492. To validate in certain cases elections heretofore held in municipalities or counties for the purpose of authorizing any special tax under the Constitution.

H. 536. To re-enact and amend Section 167 of Title 52, Code of Alabama (1940), which relates to city boards of education.

H. 490. Providing for the utilization of convicts by the Commissioner of Corrections or the Director of the State Highway Department to work upon, clean, and restore certain cemeteries or graveyards.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 228 (with substitute). To regulate further the office of the Solicitor of the Seventeenth Judicial Circuit of Alabama: Creating special funds for expenditure by the circuit solicitor in law enforcement and in the conduct of his office.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 521. To amend further Section 1 of the act approved May 25, 1945, which regulates the compensation of the superintendent of education of Henry County (Act No. 30, S. 99, Local Acts of 1945, p. 39).

H. 522. Relating to Tallapoosa County; fixing the compensation of the deputies to the sheriff of Tallapoosa County; and repealing conflicting laws.

H. 523. Proposing an amendment to the Constitution relating to the power of municipal corporations in Walker County, Alabama to levy or impose license taxes.

The above bill was read a second time at length as required by the Constitution.

H. 524. To provide for the appointment and tenure and number, and fixing the compensation, of Bailiffs for Circuit Courts of Alabama in Circuits having two Circuit Judges composed of one County having a population of not less than 94,000 people nor more than 135,000 people according to the last or any subsequent Federal decennial census.

H. 525. Relating to St. Clair County; authorizing and directing the court of county commissioners of St. Clair County to provide for the installation and use of voting machines in certain election precincts within the county; and authorizing the court of county commissioners to adjust the boundaries of election precincts and districts within the county in order to make the most effective use of such machines.

H. 526. Relating to St. Clair County: To fix the compensation of the coroner.

H. 527. Relating to Winston County; levying a tax of one and one half cent per gallon upon the selling, distributing, storing, or withdrawing from storage in Winston County, for any use, gasoline, kerosene, and diesel fuel as defined by this Act; prescribing and restricting the use to which the proceeds thereof may be applied; providing for the collection and enforcement of the tax and prescribing penalties.

H. 538. To amend Section 7 of the Act of the Legislature of Alabama, approved June 28th, 1943, by the Governor, by which the Municipal Utilities Board of Albertville, Alabama, was created, being Act Number 287 of the regular session of the Legislature of Alabama of 1943.

H. 542. Relating to St. Clair County: To amend Act No. 439, H. 933, approved August 17, 1951, (Acts of Alabama 1951, page 790), which impose extra, new and additional duties on the Tax Assessor and Tax Collector.

H. 548. To fix the compensation of the county solicitor, deputy solicitor, or deputy circuit solicitor of all counties having a population of not less than 14,000 nor more than 16,000, according to the last or any subsequent federal decennial census.

### INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Messrs. Ashworth, Kendall, Richardson, Fite, Brown (Lamar), Grouby, Nettles, Hawkins, Gist, Pirkle, deGraffenried, Hare, Ferrell, Calahan, Speaks, Johnson (Elmore), Jenkins, Hunt, Cox, Locke (Perry), DeSear, Lackey, Harrison, Pruitt, Harvey, Martin, Windle, Shumate, Money, Reynolds, Haltom, Nice, Huddleston, Dement, Selman, Branyon, Gregory, Lee (Lawrence), Kelly, Roberts, Perry, Vacca, Adams (Jefferson), Adams (Tallapoosa), Hodges, Merrill, Gilmer, Hardy, Mathews, Hain, Steagall, Lee (Barbour), Thomas, Ward, Brown (Lee), Simon, Murphy, Tyson, Oakley, McNider, Bradford, Wood, Kirkham, Killough, Taylor, Bassett, Nolen, Goodwyn, Brannan, Brooks, Love, Edwards (Escambia), Stembridge, Dawkins, Oden, Kaul, McKay, Summerlin, Stokes, Locke (Choctaw), Edwards (Jefferson), Davis, McClendon, McLendon, Hall, Solomon and Mathison:

H. 553. To propose an amendment of the Constitution of Alabama, relating to the rate of interest on bonds issued under the provisions of an amendment to the Constitution proposed by Act No. 125, Acts of Alabama, 1956, p. 179, submitted November 6, 1956, and proclaimed ratified November 15, 1956 (Proclamation Record K, p. 107).

Judiciary.

The above bill was read a first time at length as required by the Constitution.

By Mr. Davis (with notice and proof):

H. 554. Relating to Cullman County; changing the method of compensating certain officers of the county; placing such officers on a salary; and providing for their assistants, and the office space and equipment necessary for the conduct of their offices.

Local Legislation No. 1.

Notice and Proof H. 554:

#### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF CULLMAN

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Relating to Cullman County; changing the method of compensating certain officers of the county; placing such officers on a salary; and providing for their assistants, and the office space and equipment necessary for the conduct of their offices.

Be It Enacted by the Legislature of Alabama:

Section 1. The following officers of Cullman County shall receive the following annual salaries in lieu of all other compensation:

- (a) Probate Judge—\$9,000.00.
- (b) Sheriff—\$8,500.00.
- (c) Tax Assessor—\$7,000.00.
- (d) Tax Collector—\$7,000.00.
- (e) Circuit Clerk—\$6,000.00.
- (f) Register of the Circuit Court—\$6,000.00.

Section 2. The court of county commissioners, board of revenue or like governing body of Cullman County shall provide compensation for clerks and assistants for the officers enumerated in Section 1 of this Act in such number as may be necessary for the efficient conduct of their offices. Temporary clerks or assistants may be allowed any of such officers from time to time as deemed necessary by the county governing body. Each officer shall appoint his own clerks and assistants, and shall fix their compensation, subejct to the approval of the board of revenue, court of county commissioners, or like county governing body as to the total amount of all salaries to of county roads and bridges in the county, be allowed each officer for assistants or clerks.

Section 3. All fees, commissions, percentages, allowances, charges, and costs heretofore collected for the use of any of the officers enumerated in Section 1 of this Act shall be collected for the use of Cullman County, and shall be paid into the general fund of the county. The compensation of the officers enumerated in Section 1 of this Act and of their clerks and assistants shall be paid in equal monthly installments from the general fund of the county in the same manner as employees of the county are paid.

Section 4. The court of county commissioners, board of revenue or like governing body of Cullman County shall provide the judge of probate, sheriff, tax assessor, tax collector, circuit clerk, and register of the circuit court with the offices, books, stationery, office equipment, supplies, postage, telephone service, and other conveniences and equipment as may be necessary for the proper and efficient conduct of the affairs of their offices.

Section 5. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 6. All laws or parts of laws which conflict with this Act are repealed.

Section 7. This Act shall become effective as to each officer named herein upon the adoption of an amendment to the Constitution of Alabama authorizing the Legislature to fix, alter and regulate the fees, commissions, percentages, allowances, or salaries of, and the method of compensating, the officers of Cullman County, provided the said amendment is adopted, at the expiration of the terms of the incumbents of such offices.

Apr. 12-19-26—May 2.

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF CULLMAN

Before me, the undersigned authority in and for said County in said State, this day personally appeared Robert Bryan, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Cullman Democrat, a newspaper of general circulation published in Cullman County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on April 12, April 19, April 26, and May 3, all in the year 1957.

ROBERT BRYAN.

Sworn to and subscribed before me May 6, 1957.

MARIE W. BERGIN,  
Notary Public.

My Commission Expires 3-29-61.

By Mr. Edwards (Escambia) (with notice and proof):

H. 555. TO EXTEND, ALTER AND RE-ARRANGE THE BOUNDARY LINES AND CORPORATE LIMITS OF THE TOWN OF FLOMATON, IN ESCAMBIA COUNTY, ALABAMA.

Local Legislation No. 1.

Notice and Proof H. 555:

### LEGAL NOTICE

Notice is hereby given that the following local bill will be introduced for passage in the session of the Legislature of Alabama which convenes in May, 1957:

### A BILL TO BE ENTITLED AN ACT

TO EXTEND, ALTER AND RE-ARRANGE THE BOUNDARY LINES AND CORPORATE LIMITS OF THE TOWN OF FLOMATON, IN ESCAMBIA COUNTY, ALABAMA.

Be It Enacted by the Legislature of Alabama:

Section 1; That the boundary lines and corporate limits of the Town of Flomaton, in Escambia County, Alabama, be and the same are hereby extended, altered and re-arranged so as to include within the corporate limits of said Town all of the following described territory:

The West Half of the Southwest Quarter of the Northwest Quarter (W  $\frac{1}{2}$  of SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$ ) and the West Half of the West Half of the Southwest Quarter (W  $\frac{1}{2}$  of W  $\frac{1}{2}$  of SW  $\frac{1}{4}$ ) of Section Twenty-six (26); all of Section Twenty-seven (27), except the North Half of the North Half (N  $\frac{1}{2}$  of N  $\frac{1}{2}$ ) and the Southwest Quarter of the Northwest Quarter (SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$ ); the Southeast Quarter (SE  $\frac{1}{4}$ ) of Section Twenty-eight (28); the Northeast Quarter (NE  $\frac{1}{4}$ ) of Section Thirty-two (32); all of Section Thirty-three (33); and all of Section Thirty-four (34),—in Township One (1) North, Range Eight (8) East, in Escambia County, Alabama.

Section 2. That all laws and parts of laws in conflict with the provisions of this act are hereby repealed.

Section 3. That this Act shall go into effect upon its passage and approval by the Governor or upon its otherwise becoming a law.

29-4tc

### PROOF OF PUBLICATION

STATE OF ALABAMA  
ESCAMBIA COUNTY

I, L. B. O'BANNON, owner and publication of the FLOMATON JOURNAL, hereby certify that the attached notice is a true and correct copy of notice published in said FLOMATON JOURNAL once a week for 4 consecutive weeks, namely, in the issues of:

May 9, 1957; May 16, 1957; May 23, 1957; May 30, 1957.

I, further certify that the said FLOMATON JOURNAL is a newspaper printed in the English language in Escambia County, Alabama, that said newspaper has a general circulation in the County in which it

is published, and been mailed under the second class mailing privilege of the United States Post Office Department from the Post Office at Flomaton, Alabama, where it is published, for more than 52 consecutive weeks.

L. B. O'BANNON.

Sworn to and subscribed before me this 10 day of May, 1957.

O. C. HAWKINS,

Notary Public, Escambia County Alabama.

By Mr. Selman:

H. 556. TO MAKE IT UNLAWFUL FOR ANY PERSON DEALING IN, SELLING, OR PURCHASING FOR RESALE, AUTOMOBILES, TRUCKS, OR OTHER SELF-PROPELLED VEHICLES, IF SUCH PERSON HAS PURCHASED OR CAUSED TO BE PURCHASED MOTOR VEHICLE LICENSE TAGS FOR ANY MOTOR VEHICLE OFFERED FOR SALE TO THE ULTIMATE CONSUMER, TO SELL OR OTHERWISE TRANSFER OWNERSHIP OR POSSESSION OF THE MOTOR VEHICLE UNTIL AFTER THE EXPIRATION OF THIRTY DAYS FROM THE DATE SUCH LICENSE TAGS WERE PURCHASED; AND MAKING IT UNLAWFUL FOR ANY PERSON TO GIVE A FALSE OR FICTITIOUS NAME OR ADDRESS IN REGISTERING OR CAUSING TO BE REGISTERED A MOTOR VEHICLE IN THIS STATE; AND TO PROVIDE PENALTIES FOR VIOLATIONS OF THE ACT.

Judiciary.

### UNFINISHED BUSINESS

The House proceeded to the consideration of the Unfinished Business, which was the continuation of the reading of the Journal of the House for the tenth legislative day.

### MOTION TO SUSPEND RULES LOST

The motion of Mr. Brewer to suspend the rules in order to dispense with further reading of the Journal of the House for the tenth legislative day was lost.

Yeas 54; Nays 24.

Yeas:

Messrs.:	Gilchrist	Johnson (Elmore)	Nolen
Adams (Jefferson)	Gilmer	Johnson (Tallapoosa)	Oakley
Adams (Tallapoosa)	Gist	Kaul	Payne
Albea	Grouby	Kendall	Perry
Ashworth	Hain	Kirkham	Pirkle
Bassett	Haltom	Lackey	Pruitt
Boyd	Hanby	Law	Richardson
Bradford	Hardy	Lee (Barbour)	Speaks
Brewer	Harrison	Locke (Choctaw)	Steagall
Brown (Lee)	Hodges	McKay	Summerlin
Cornett	Holliman	McLendon (Bullock)	Thomas
deGraffenried	Huddleston	McNider	Vacca
Edwards (Jefferson)	Hunt	Merrill	Windle
Franklin	Jenkins	Nettles	—54

Nays:

Mr. Speaker	Davis	Hall	Murphy
Branyon	Dawkins	Harvey	Oden
Brassell	DeSear	Locke (Perry)	Selman
Broadfoot	Edwards (Escambia)	McClendon (Chambers)	Shumate
Brown (Lamar)	Ferrell	Mathews	Simon
Burkhalter	Gregory	Money	Stembridge
			—24

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the tenth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Solomon to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 220, was lost.

Yeas 28; Nays 45.

## Yeas:

Mr. Speaker	Dawkins	Hodges	Nolen
Branyon	DeSear	Jenkins	Oden
Brooks	Edwards (Escambia)	Killough	Selman
Brown (Lamar)	Gregory	Lee (Lawrence)	Shumate
Brown (Lee)	Hall	Love	Simon
Callahan	Haltom	Money	Stembridge
Davis	Harvey	Murphy	Windle

—28

## Nays:

Messrs.:	Edwards (Jefferson)	Johnson (Elmore)	McNider
Adams (Jefferson)	Franklin	Kaul	Merrill
Adams (Tallahassee)	Gilchrist	Kirkham	Nettles
Albea	Gilmer	Lackey	Nice
Ashworth	Gist	Law	Oakley
Boyd	Grouby	Lee (Barbour)	Payne
Bradford	Hain	Locke (Choctaw)	Perry
Brewer	Hardy	Locke (Perry)	Richardson
Broadfoot	Harrison	McClendon (Chambers)	Speaks
Cornett	Holliman	McKay	Thomas
deGraffenried	Huddleston	McLendon (Bullock)	Vacca
Dement	Hunt		

—45

## MOTION TO ADJOURN LOST

The motion of Mr. Davis that the House adjourn until Tuesday, June 18, 1957, at eleven o'clock A. M. was lost.

Yeas 16; Nays 52.

## Yeas:

Mr. Speaker	Brown (Lamar)	Hall	Selman
Branyon	Davis	Love	Shumate
Broadfoot	Dawkins	Money	Solomon
Brooks	Gist	Murphy	Stembridge

—16

## Nays:

Messrs.:	Franklin	Johnson (Elmore)	Merrill
Adams (Jefferson)	Gilchrist	Kaul	Nettles
Adams (Tallahassee)	Gilmer	Kendall	Nice
Albea	Goodwy.	Killough	Nolen
Ashworth	Grouby	Kirkham	Oakley
Boyd	Hain	Law	Payne
Bradford	Haltom	Lee (Barbour)	Perry
Brewer	Hardy	Locke (Choctaw)	Pruitt
Callahan	Hodges	Locke (Perry)	Richardson
Cornett	Holliman	McClendon (Chambers)	Speaks
deGraffenried	Huddleston	McKay	Summerlin
Dement	Hunt	McLendon (Bullock)	Thomas
DeSear	Jenkins	McNider	Ward
Edwards (Jefferson)			

—52



## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the tenth legislative day.

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Dawkins to suspend the rules in order to dispense with further reading of the Journal of the House for the tenth legislative day was adopted.

Yeas 72; Nays 9.

## Yeas:

Messrs.:	Gist	Kendall	Nettles
Adams (Jefferson)	Goodwyn	Killough	Nice
Adams (Tallapoosa)	Gregory	Kirkham	Noien
Albea	Grouby	Lackey	Oakley
Ashworth	Hain	Law	Payne
Bassett	Hall	Lee (Barbour)	Perry
Boyd	Haltom	Lee (Lawrence)	Pirkle
Brewer	Hardy	Locke (Choctaw)	Pruitt
Brown (Lee)	Harrison	Locke (Perry)	Richardson
Callahan	Harvey	Love	Simon
Cornett	Hodges	McClendon (Chambers)	Solomon
Dawkins	Holliman	McKay	Speaks
deGraffenried	Huddleston	McLendon (Bullock)	Stembridge
DeSear	Hunt	McNider	Summerlin
Edwards (Jefferson)	Jenkins	Mathews	Thomas
Ferrell	Johnson (Elmore)	Mathison	Tyson
Franklin	Kaul	Merrill	Vacca
Gilchrist	Kelly	Murphy	Windle
Gilmer			

—72

## Nays:

Mr. Speaker	Brown (Lamar)	Dement	Selman
Branyon	Davis	Money	Shumate
Brooks			

—9

## JOURNAL FOR THE TENTH LEGISLATIVE DAY ADOPTED

On motion of Mr. Dawkins the report of the Standing Committee on Rules heretofore set out in the Journal of the House for the eleventh legislative day was concurred in and adopted; and the Journal of the House for the tenth legislative day was approved.

Yeas 77; Nays 0.

## Yeas:

Mr. Speaker	Davis	Grouby	Killough
Adams (Jefferson)	Dawkins	Hain	Kirkham
Adams (Tallapoosa)	deGraffenried	Hall	Lackey
Albea	Dement	Haltom	Law
Ashworth	DeSear	Hardy	Lee (Barbour)
Bassett	Edwards (Escambia)	Harrison	Lee (Lawrence)
Boyd	Edwards (Jefferson)	Harvey	Locke (Choctaw)
Branyon	Ferrell	Hodges	Locke (Perry)
Brewer	Franklin	Holliman	Love
Brooks	Gilchrist	Huddleston	McClendon (Chambers)
Brown (Lamar)	Gilmer	Hunt	McKay
Brown (Lee)	Gist	Jenkins	McLendon (Bullock)
Callahan	Goodwyn	Kaul	McNider
Cornett	Gregory	Kendall	Mathews

Merrill	Oakley	Selman	Summerlin
Money	Perry	Shumate	Thomas
Murphy	Pirkle	Simon	Tyson
Nettles	Pruitt	Solomon	Vacca
Nice	Richardson	Speaks	Windle
Nolen			

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## MOTION TO ADJOURN LOST

The motion of Mr. Davis that the House adjourn until Tuesday, June 18, 1957, at eleven o'clock A. M. was lost.

Yeas 22; Nays 49.

## Yeas:

Mr. Speaker	Dawkins	Kelly	Payne
Branyon	Edwards (Escambia)	McNider	Selman
Brooks	Gregory	Money	Shumate
Brown (Lamar)	Hall	Murphy	Simon
Callahan	Harvey	Oakley	Stembridge
Davis	Jenkins		

—22

## Nays:

Messrs.:	Gilchrist	Kendall	Nettles
Adams (Tallapoosa)	Gilmer	Killough	Nice
Albea	Gist	Kirkham	Nolen
Ashworth	Goodwyn	Lackey	Perry
Bassett	Grouby	Law	Pirkle
Boyd	Hain	Lee (Barbour)	Pruitt
Brewer	Hardy	Locke (Choctaw)	Richardson
Cornett	Harrison	Locke (Perry)	Speaks
deGraffenried	Hodges	McClendon (Chambers)	Summerlin
Dement	Huddleston	McKay	Thomas
DeSear	Hunt	McLendon (Bullock)	Tyson
Edwards (Jefferson)	Johnson (Elmore)	Merrill	Vacca
Franklin	Kaul		

—49

## BILLS ON THIRD READING

## H. 208 POSTPONED

On motion of Mr. Harrison, consideration of the bill, H. 208, was postponed until the next legislative day.

Yeas 72; Nays 0.

## Yeas:

Mr. Speaker	Edwards (Jefferson)	Holliman	Love
Adams (Tallapoosa)	Franklin	Huddleston	McClendon (Chambers)
Albea	Gilchrist	Hunt	McKay
Ashworth	Gilmer	Jenkins	McLendon (Bullock)
Bassett	Gist	Johnson (Elmore)	McNider
Brewer	Goodwyn	Kaul	Mathews
Brooks	Gregory	Kelly	Merrill
Brown (Lamar)	Grouby	Killough	Money
Burkhalter	Hain	Kirkham	Murphy
Cornett	Hall	Lackey	Nettles
Davis	Haltom	Law	Nice
Dawkins	Hardy	Lee (Barbour)	Nolen
deGraffenried	Harrison	Lee (Lawrence)	Oakley
Dement	Harvey	Locke (Choctaw)	Payne
DeSear	Hodges	Locke (Perry)	Perry

Pruitt	Shumate	Stembridge	Tyson
Richardson	Simon	Summerlin	Vacca
Selman	Speaks	Thomas	Windle

—72

## H. 233 POSTPONED

On motion of Mr. Davis, consideration of the bill, H. 233, was postponed until the next legislative day.

Yeas 52; Nays 28.

Yeas:

Mr. Speaker	DeSear	Hunt	Nice
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Adams (Tallahassee)	Ferrell	Kelly	Pirkle
Ashworth	Gilmer	Killough	Pruitt
Bassett	Gist	Law	Richardson
Branyon	Gregory	Locke (Choctaw)	Selman
Brooks	Grouby	Locke (Perry)	Shumate
Brown (Lamar)	Hain	Love	Speaks
Brown (Lee)	Hall	McClendon (Chambers)	Stembridge
Burkhalter	Hardy	McLendon (Bullock)	Summerlin
Davis	Harrison	McNider	Thomas
deGraffenried	Harvey	Mathews	Tyson
Dement	Hodges	Money	Windle

—52

Nays:

Messrs.:	Franklin	Kaul	Murphy
Albea	Gilchrist	Kendall	Nettles
Boyd	Goodwyn	Kirkham	Nolen
Brewer	Haltom	Lackey	Payne
Callahan	Holliman	Lee (Lawrence)	Perry
Cornett	Huddleston	McKay	Simon
Dawkins	Johnson (Elmore)	Merrill	Vacca
Edwards (Jefferson)			

—28

## MOTION TO ADJOURN LOST

The motion of Mr. Adams (Jefferson) that the House adjourn until Tuesday, June 18, 1957, at ten o'clock A. M. was lost.

Yeas 29; Nays 53.

Yeas:

Mr. Speaker	Davis	Kelly	Payne
Adams (Jefferson)	Dawkins	Killough	Selman
Branyon	Dement	Lee (Lawrence)	Shumate
Broadfoot	Ferrell	McNider	Simon
Brooks	Gregory	Mathews	Solomon
Brown (Lamar)	Harvey	Money	Stembridge
Burkhalter	Jenkins	Oakley	Windle
Callahan			

—29

Nays:

Messrs.:	Brewer	Edwards (Jefferson)	Grouby
Adams (Tallahassee)	Brown (Lee)	Franklin	Hain
Albea	Cornett	Gilchrist	Hall
Ashworth	deGraffenried	Gilmer	Haltom
Bassett	DeSear	Gist	Hardy
Boyd	Edwards (Escambia)	Goodwyn	Harrison

Hodges	Lackey	McLendon (Bullock)	Pruitt
Holliman	Law	Merrill	Richardson
Huddleston	Lee (Barbour)	Murphy	Speaks
Hunt	Locke (Choctaw)	Nettles	Summerlin
Johnson (Elmore)	Locke (Perry)	Nolen	Thomas
Kaul	Love	Perry	Tyson
Kendall	McClendon (Chambers)	Pirkle	Vacca
Kirkham	McKay		

—53

## MOTION IN WRITING

Mr. deGraffenried offered the following Motion in Writing:

I move that consideration of all pending bills other than H. B. 71 be postponed until the 15th legislative day.

Mr. Dawkins called for a division of the question, and it was so ordered.

## BILLS ON THIRD READING CONTINUED

## H. 246 POSTPONED

On motion of Mr. deGraffenried, consideration of the bill, H. 246, was postponed until the next legislative day.

Yeas 55; Nays 26.

## Yeas:

Messrs.:	Gilchrist	Kaul	Merrill
Adams (Jefferson)	Gilmer	Kendall	Nettles
Adams (Tallapoosa)	Gist	Kirkham	Nice
Albea	Goodwyn	Lackey	Nolen
Ashworth	Grouby	Law	Oakley
Bassett	Hain	Lee (Barbour)	Payne
Boyd	Haltom	Lee (Lawrence)	Perry
Brewer	Hardy	Locke (Choctaw)	Pirkle
Brown (Lee)	Harrison	Locke (Perry)	Richardson
Cornett	Hodges	Love	Speaks
deGraffenried	Holliman	McClendon (Chambers)	Summerlin
DeSear	Huddleston	McKay	Thomas
Edwards (Jefferson)	Hunt	McLendon (Bullock)	Tyson
Franklin	Johnson (Elmore)	McNider	Vacca

—55

## Nays:

Mr. Speaker	Dawkins	Jenkins	Pruitt
Branyon	Dement	Kelly	Selman
Broadfoot	Edwards (Escambia)	Killough	Shumate
Brooks	Ferrell	Mathews	Simon
Burkhalter	Gregory	Money	Solomon
Callahan	Hall	Murphy	Stembridge
Davis	Harvey		

—26

And the bill:

H. 133. To amend Section 10 of Act No. 289, H. 273, approved August 26, 1955 (Acts of Alabama, 1955, Vol. 1, p. 661), which relates to the withholding of state income tax from wages, by providing further for refunds in cases in which there have been overpayments of the tax.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Elmore)	Nettles
Adams (Jefferson)	Edwards (Jefferson)	Kaul	Nice
Adams (Tallapoosa)	Ferrell	Kelly	Nolen
Albea	Franklin	Kendall	Oakley
Ashworth	Gilchrist	Killough	Oden
Bassett	Gilmer	Kirkham	Payne
Boyd	Gist	Lackey	Perry
Bradford	Goodwyn	Law	Pirkle
Branyon	Gregory	Lee (Barbour)	Pruitt
Brewer	Grouby	Lee (Lawrence)	Richardson
Broadfoot	Hain	Locke (Choctaw)	Selman
Brooks	Hall	Locke (Perry)	Shumate
Brown (Lamar)	Haltom	Love	Simon
Brown (Lee)	Hardy	McClendon (Chambers)	Solomon
Burkhalter	Harrison	McKay	Speaks
Callahan	Harvey	McLendon (Bullock)	Stembridge
Cornett	Hodges	McNider	Summerlin
Davis	Holliman	Mathews	Thomas
Dawkins	Huddleston	Merrill	Tyson
deGraffenried	Hunt	Money	Vacca
Dement	Jenkins	Murphy	Windle

—84

## H. 136 POSTPONED

On motion of Mr. deGraffenried, consideration of the bill, H. 136, was postponed until the fifteenth legislative day.

Yeas 66; Nays 1.

Yeas:

Mr. Speaker	Franklin	Johnson (Elmore)	Merrill
Adams (Jefferson)	Gilchrist	Kaul	Nettles
Adams (Tallapoosa)	Gilmer	Kelly	Nice
Albea	Gist	Killough	Oakley
Ashworth	Goodwyn	Kirkham	Payne
Bassett	Grouby	Lackey	Perry
Bradford	Hain	Law	Pirkle
Brewer	Hall	Lee (Barbour)	Pruitt
Broadfoot	Haltom	Lee (Lawrence)	Richardson
Brooks	Hardy	Locke (Choctaw)	Simon
Brown (Lee)	Harrison	Locke (Perry)	Speaks
Burkhalter	Harvey	McClendon (Chambers)	Stembridge
Cornett	Hodges	McKay	Thomas
deGraffenried	Holliman	McLendon (Bullock)	Tyson
DeSear	Huddleston	McNider	Vacca
Edwards (Escambia)	Hunt	Mathews	Windle
Edwards (Jefferson)	Jenkins		

—66

Nay: Mr. Shumate

—1

## MOTION TO ADJOURN LOST

The motion of Mr. Burkhalter that the House adjourn until Tuesday, June 18, 1957, at twelve o'clock, noon, was lost.

Yeas 26; Nays 51.

Yeas:

Mr. Speaker	Brooks	Callahan	Dement
Branyon	Brown (Lamar)	Davis	Edwards (Escambia)
Broadfoot	Burkhalter	Dawkins	Ferrell

Gregory	Kelly	Payne	Simon
Hall	Killough	Selman	Solomon
Harvey	Mathews	Shumate	Stembridge
Johnson (Elmore)	Money		

—26

*Nays:*

Messrs.:	Franklin	Hunt	Merrill
Adams (Jefferson)	Gilchrist	Kaul	Nettles
Adams (Tallapoosa)	Gilmer	Kendall	Nice
Albea	Gist	Kirkham	Nolen
Ashworth	Goodwyn	Lackey	Oakley
Bassett	Grouby	Law	Perry
Boyd	Hain	Lee (Barbour)	Pirkle
Brewer	Haltom	Locke (Choctaw)	Richardson
Brown (Lee)	Hardy	Locke (Perry)	Speaks
Cornett	Harrison	McClendon (Chambers)	Summerlin
deGraffenried	Hodges	McKay	Thomas
DeSear	Holliman	McLendon (Bullock)	Tyson
Edwards (Jefferson)	Huddleston	McNider	Vacca

—51

## BILLS ON THIRD READING CONTINUED

## H. 81 POSTPONED

On motion of Mr. Perry, consideration of the bill, H. 81, was postponed until the fifteenth legislative day.

Yeas 76; Nays 2.

*Yeas:*

Mr. Speaker	Ferrell	Kendall	Nice
Adams (Jefferson)	Franklin	Killough	Nolen
Adams (Tallapoosa)	Gilchrist	Kirkham	Oakley
Albea	Gilmer	Lackey	Payne
Ashworth	Gist	Law	Perry
Bassett	Goodwyn	Lee (Barbour)	Pirkle
Boyd	Grouby	Lee (Lawrence)	Pruitt
Brewer	Hain	Locke (Choctaw)	Richardson
Brooks	Hall	Locke (Perry)	Selman
Burkhalter	Haltom	Love	Shumate
Callahan	Hardy	McClendon (Chambers)	Simon
Cornett	Hodges	McKay	Solomon
Davis	Holliman	McLendon (Bullock)	Speaks
Dawkins	Huddleston	McNider	Stembridge
deGraffenried	Hunt	Mathews	Summerlin
Dement	Jenkins	Merrill	Thomas
DeSear	Johnson (Elmore)	Money	Tyson
Edwards (Escambia)	Kaul	Murphy	Vacca
Edwards (Jefferson)	Kelly	Nettles	Windle

—76

*Nays:* Messrs. Broadfoot and Gregory

—2

## H. 167 POSTPONED

On motion of Mr. deGraffenried, consideration of the bill, H. 167, was postponed until the fifteenth legislative day.

Yeas 70; Nays 2.

Yeas:

Mr. Speaker	Gilchrist	Kendall	Nettles
Adams (Jefferson)	Gilmer	Killough	Nice
Adams (Tallapoosa)	Gist	Kirkham	Nolen
Albea	Goodwyn	Lackey	Oakley
Ashworth	Grouby	Law	Payne
Bassett	Hain	Lee (Barbour)	Perry
Boyd	Hall	Lee (Lawrence)	Pirkle
Brewer	Haltom	Locke (Choctaw)	Pruitt
Brooks	Hardy	Locke (Perry)	Richardson
Brown (Lee)	Harrison	Love	Simon
Cornett	Hodges	McClendon (Chambers)	Speaks
Dawkins	Holliman	McKay	Stembridge
deGraffenried	Huddleston	McLendon (Bullock)	Summerlin
DeSear	Hunt	McNider	Thomas
Edwards (Escambia)	Jenkins	Merrill	Tyson
Edwards (Jefferson)	Johnson (Elmore)	Money	Vacca
Ferrell	Kaul	Murphy	Windle
Franklin	Kelly		
—70			
Nays:	Messrs. Broadfoot and Gregory		—2

## S. 75 POSTPONED

On motion of Mr. deGraffenried, consideration of the bill, S. 75, was postponed until the fifteenth legislative day.

Yeas 71; Nays 8.

Yeas:

Messrs.:	Edwards (Jefferson)	Kelly	Nettles
Adams (Jefferson)	Ferrell	Kendall	Nice
Adams (Tallapoosa)	Franklin	Killough	Oakley
Albea	Gilchrist	Kirkham	Payne
Ashworth	Gilmer	Lackey	Perry
Bassett	Gist	Law	Pirkle
Boyd	Grouby	Lee (Barbour)	Pruitt
Bradford	Hain	Lee (Lawrence)	Richardson
Brewer	Hall	Locke (Choctaw)	Shumate
Brooks	Haltom	Locke (Perry)	Simon
Brown (Lamar)	Hardy	Love	Solomon
Brown (Lee)	Harrison	McClendon (Chambers)	Speaks
Burkhalter	Hodges	McKay	Stembridge
Cornett	Holliman	McLendon (Bullock)	Summerlin
deGraffenried	Huddleston	McNider	Thomas
Dement	Jenkins	Mathews	Tyson
DeSear	Johnson (Elmore)	Merrill	Vacca
Edwards (Escambia)	Kaul	Murphy	Windle
—71			

Nays:

Mr. Speaker	Dawkins	Gregory	Money
Broadfoot	Goodwyn	Hunt	Nolen
—8			

## H. 148 POSTPONED

On motion of Mr. Dement, consideration of the bill, H. 148, was postponed until the next legislative day.

Yeas 39; Nays 23.

*Yeas:*

Mr. Speaker	Davis	Harrison	Murphy
Albea	Dawkins	Hodges	Payne
Bassett	Dement	Holliman	Selman
Boyd	Edwards (Escambia)	Hunt	Shumate
Branyon	Ferrell	Jenkins	Simon
Brooks	Gist	Kelly	Solomon
Brown (Lamar)	Grouby	Lackey	Stembridge
Brown (Lee)	Hain	McClendon (Chambers)	Summerlin
Callahan	Hall	McLendon (Bullock)	Windle
Cornett	Haltom	Money	

—39

*Nays:*

Messrs.:	Franklin	Kendall	Nolen
Adams (Jefferson)	Goodwyn	Killough	Perry
Ashworth	Gregory	Law	Richardson
Broadfoot	Hardy	McKay	Thomas
deGraffenried	Johnson (Elmore)	Merrill	Tyson
Edwards (Jefferson)	Kaul	Nettles	Vacca

—23

## MOTION TO ADJOURN LOST

The motion of Mr. Solomon that the House adjourn until Tuesday, June 18, 1957, at eleven o'clock A. M. was lost.

Yeas 33; Nays 49.

*Yeas:*

Mr. Speaker	Davis	Jenkins	Oden
Bassett	Dawkins	Kelly	Payne
Branyon	Edwards (Escambia)	Lee (Barbour)	Selman
Broadfoot	Ferrell	Lee (Lawrence)	Shumate
Brooks	Gregory	Love	Simon
Brown (Lamar)	Hall	Mathews	Solomon
Brown (Lee)	Haltom	Money	Stembridge
Burkhalter	Harvey	Murphy	Windle
Callahan			

—33

*Nays:*

Messrs.:	Gilchrist	Kaul	Nettles
Adams (Jefferson)	Gilmer	Kendall	Nice
Adams (Tallapoosa)	Gist	Killough	Nolen
Albea	Goodwyn	Kirkham	Oakley
Ashworth	Grouby	Lackey	Perry
Boyd	Hain	Law	Pirkle
Brewer	Hardy	Locke (Choctaw)	Richardson
Cornett	Harrison	Locke (Perry)	Speaks
deGraffenried	Hodges	McClendon (Chambers)	Summerlin
Dement	Holliman	McKay	Thomas
DeSear	Huddleston	McNider	Tyson
Edwards (Jefferson)	Hunt	Merrill	Vacca
Franklin	Johnson (Elmore)		

—49

## BILLS ON THIRD READING CONTINUED

H. 229 (with amendment). To amend Section 180, Title 51, Code of Alabama 1940 as amended by Act No. 519, H. 212, General Acts of Alabama 1943, page 487.

Was taken up.



Mr. Richardson moved that further consideration of the bill, H. 229, and pending amendment, be postponed until the fifteenth legislative day.

Mr. Harrison moved to lay on the table the motion of Mr. Richardson to postpone further consideration of the bill, H. 229, and pending amendment until the fifteenth legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Windle that the House adjourn until Tuesday, June 18, 1957, at eleven o'clock A. M. was lost.

Yeas 31; Nays 52.

## Yeas:

Mr. Speaker	Dawkins	Kelly	Payne
Branyon	Edwards (Escambia)	Killough	Seiman
Broadfoot	Ferrell	Lee (Lawrence)	Shumate
Brooks	Gregory	Love	Simon
Brown (Lamar)	Hall	Mathews	Solomon
Burkhalter	Haltom	Money	Stembridge
Callahan	Harvey	Murphy	Windle
Davis	Jenkins	Oden	

—31

## Nays:

Messrs.:	Gilchrist	Kaul	Nettles
Adams (Jefferson)	Gilmer	Kendall	Nice
Adams (Tallapoosa)	Gist	Kirkham	Nolen
Albea	Goodwyn	Lackey	Oakley
Ashworth	Grouby	Law	Perry
Bassett	Hain	Lee (Barbour)	Pirkle
Boyd	Hardy	Locke (Choctaw)	Pruitt
Brewer	Harrison	Locke (Perry)	Richardson
Cornett	Hodges	McClendon (Chambers)	Speaks
deGraffenried	Holliman	McKay	Summerlin
Dement	Huddleston	McLendon (Bullock)	Thomas
DeSear	Hunt	McNider	Tyson
Edwards (Jefferson)	Johnson (Elmore)	Merrill	Vacca
Franklin			

—52

## BILLS ON THIRD READING CONTINUED

## MOTION TO TABLE LOST

The motion of Mr. Harrison to lay on the table the motion of Mr. Richardson to postpone further consideration of the bill, H. 229, and pending amendment until the fifteenth legislative day, was lost.

Yeas 29; Nays 51.

## Yeas:

Mr. Speaker	Dement	Hunt	McClendon (Chambers)
Albea	Edwards (Escambia)	Jenkins	Money
Branyon	Ferrell	Johnson (Elmore)	Oden
Broadfoot	Gregory	Kelly	Pruitt
Brooks	Grouby	Law	Selman
Brown (Lamar)	Harrison	Lee (Lawrence)	Shumate
Callahan	Hodges	Locke (Choctaw)	Stembridge
Davis			

—29

## Nays:

Messrs.:	Adams (Tallapoosa)	Bassett	Bradford
Adams (Jefferson)	Ashworth	Boyd	Brewer

Brown (Lee)	Goodwyn	Love	Payne
Burkhalter	Hain	McKay	Perry
Cornett	Hall	McLendon (Bullock)	Pirkle
Dawkins	Haltom	McNider	Richardson
deGraffenried	Holliman	Mathews	Solomon
DeSear	Huddleston	Merrill	Speaks
Edwards (Jefferson)	Kaul	Murphy	Summerlin
Franklin	Kendall	Nettles	Thomas
Gilchrist	Killough	Nice	Tyson
Gilmer	Kirkham	Nolen	Vacca
Gist	Lackey	Oakley	Windle

—51

And the motion of Mr. Richardson that further consideration of the bill, H. 229, and pending amendment, be postponed until the fifteenth legislative day, was adopted.

Yeas 53; Nays 27.

*Yeas:*

Messrs.:	DeSear	Kaul	Nolen
Adams (Jefferson)	Edwards (Escambia)	Kendall	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Killough	Payne
Ashworth	Franklin	Kirkham	Perry
Bassett	Gilchrist	Lackey	Richardson
Boyd	Gilmer	Lee (Barbour)	Simon
Bradford	Gist	McKay	Solomon
Brewer	Goodwyn	McNider	Speaks
Brooks	Hain	Mathews	Summerlin
Brown (Lee)	Hall	Merrill	Thomas
Burkhalter	Haltom	Murphy	Tyson
Cornett	Hardy	Nettles	Vacca
Dawkins	Holliman	Nice	Windle
deGraffenried	Huddleston		

—53

*Nays:*

Mr. Speaker	Dement	Johnson (Elmore)	Oden
Albea	Gregory	Kelly	Pirkle
Branyon	Grouby	Law	Pruitt
Broadfoot	Harrison	Lee (Lawrence)	Selman
Brown (Lamar)	Hodges	Love	Shumate
Callahan	Hunt	McClendon (Chambers)	Stembridge
Davis	Jenkins	Money	

—27

#### H. 230 POSTPONED

On motion of Mr. Adams (Tallapoosa), consideration of the bill, H. 230, was postponed until the fifteenth legislative day.

Yeas 49; Nays 33.

*Yeas:*

Messrs.:	DeSear	Haltom	Locke (Perry)
Adams (Jefferson)	Edwards (Escambia)	Hardy	McKay
Adams (Tallapoosa)	Edwards (Jefferson)	Holliman	McLendon (Bullock)
Ashworth	Franklin	Huddleston	McNider
Boyd	Gilchrist	Kaul	Mathews
Brewer	Gilmer	Kendall	Merrill
Brown (Lee)	Gist	Killough	Murphy
Cornett	Goodwyn	Kirkham	Nettles
Dawkins	Hain	Lackey	Nice
deGraffenried	Hall	Lee (Barbour)	Nolen

Oakley	Richardson	Speaks	Thomas	
Payne	Simon	Summerlin	Vacca	
Perry	Solomon			—49

*Nays:*

Mr. Speaker	Dement	Jenkins	Money	
Albea	Ferrell	Johnson (Elmore)	Oden	
Bassett	Gregory	Kelly	Pirkle	
Branyon	Grouby	Law	Pruitt	
Broadfoot	Harrison	Lee (Lawrence)	Selman	
Brown (Lamar)	Harvey	Locke (Choctaw)	Shumate	
Burkhalter	Hodges	Love	Stembridge	
Callahan	Hunt	McClendon (Chambers)	Tyson	
Davis				—33

### MOTION TO TABLE LOST

Mr. Richardson moved that consideration of the bill, H. 232, be postponed until the fifteenth legislative day without losing its place on the Calendar.

The motion of Mr. Branyon to lay on the table the motion of Mr. Richardson to postpone consideration of the bill, H. 232, until the fifteenth legislative day without losing its place on the Calendar, was lost.

Yeas 25; Nays 52.

*Yeas:*

Mr. Speaker	Ferrell	Johnson (Elmore)	Pruitt	
Albea	Gregory	Kelly	Selman	
Branyon	Grouby	Locke (Choctaw)	Shumate	
Broadfoot	Harrison	Mathews	Simon	
Callahan	Hodges	Money	Solomon	
Davis	Jenkins	Pirkle	Stembridge	
Dement				—25

*Nays:*

Messrs.:	Gilchrist	Kendall	Murphy	
Adams (Jefferson)	Gilmer	Killough	Netties	
Adams (Tallahpoosa)	Gist	Kirkham	Nice	
Ashworth	Goodwyn	Lackey	Nolen	
Bassett	Hain	Law	Oakley	
Boyd	Hall	Lee (Barbour)	Payne	
Brewer	Haltom	Lee (Lawrence)	Perry	
Burkhalter	Hardy	Locke (Perry)	Richardson	
Cornett	Harvey	Love	Speaks	
Dawkins	Holliman	McKay	Summerlin	
deGraffenried	Huddleston	McLendon (Bullock)	Thomas	
DeSear	Hunt	McNider	Tyson	
Edwards (Jefferson)	Kaul	Merrill	Vacca	
Franklin				—52

### H. 232 POSTPONED

And the motion of Mr. Richardson to postpone consideration of the bill, H. 232, until the fifteenth legislative day without losing its place on the Calendar was adopted.

Yeas 58; Nays 21.

*Yeas:*

Messrs.:	Albea	Boyd	Burkhalter
Adams (Jefferson)	Ashworth	Brewer	Cornett
Adams (Tallahpoosa)	Bassett	Brown (Lee)	Dawkins

deGraffenried	Hardy	Locke (Perry)	Payne
DeSear	Holliman	Love	Perry
Edwards (Escambia)	Huddleston	McKay	Pirkle
Edwards (Jefferson)	Hunt	McLendon (Bullock)	Richardson
Franklin	Kaul	McNider	Simon
Gilchrist	Kelly	Mathews	Speaks
Gilmer	Kendall	Merrill	Summerlin
Gist	Killough	Murphy	Thomas
Goodwyn	Kirkham	Nettles	Tyson
Hain	Lackey	Nice	Vacca
Hall	Lee (Barbour)	Nolen	Windle
Haltom	Lee (Lawrence)	Oakley	

—58

*Nays:*

Mr. Speaker	Gregory	Jenkins	Money
Branyon	Grouby	Johnson (Elmore)	Pruitt
Broadfoot	Harrison	Law	Selman
Callahan	Harvey	Locke (Choctaw)	Shumate
Davis	Hodges	McClendon (Chambers)	Stembridge
Dement			

—21

## H. 219 POSTPONED

On motion of Mr. Lee (Barbour), consideration of the bill, H. 219, was postponed until the fifteenth legislative day without losing its place on the Calendar.

Yeas 67; Nays 6.

*Yeas:*

Messrs.:	Franklin	Kaul	Nice
Adams (Jefferson)	Gilchrist	Kendall	Nolen
Adams (Tallapoosa)	Gilmer	Killough	Oakley
Albea	Gist	Kirkham	Payne
Ashworth	Goodwyn	Lackey	Perry
Bassett	Grouby	Law	Pirkle
Boyd	Hain	Lee (Barbour)	Pruitt
Brewer	Hall	Locke (Choctaw)	Richardson
Brown (Lee)	Haltom	Locke (Perry)	Simon
Cornett	Hardy	Love	Solomon
Davis	Harrison	McClendon (Chambers)	Speaks
Dawkins	Hodges	McKay	Stembridge
deGraffenried	Holliman	McLendon (Bullock)	Summerlin
Dement	Huddleston	McNider	Thomas
DeSear	Hunt	Merrill	Tyson
Edwards (Escambia)	Jenkins	Murphy	Vacca
Edwards (Jefferson)	Johnson (Elmore)	Nettles	Windle

--67

*Nays:*

Mr. Speaker	Broadfoot	Gregory	Shumate
Branyon	Brown (Lamar)		

—6

## MOTION TO TABLE LOST

Mr. deGraffenried moved that consideration of the bill, H. 225, be postponed until the fifteenth legislative day without losing its place on the Calendar.

The motion of Mr. Brown (Lee) to lay on the table the motion of Mr. deGraffenried to postpone consideration of the bill, H. 225, until the fifteenth legislative day without losing its place on the Calendar, was lost.

Yeas 32; Nays 44.

*Yeas:*

Mr. Speaker	Dement	Hunt	Pirkle
Branyon	Ferrell	Jenkins	Pruitt
Broadfoot	Franklin	Killough	Selman
Brown (Lamar)	Gregory	Lee (Lawrence)	Shumate
Brown (Lee)	Grouby	McLendon (Bullock)	Simon
Callahan	Haltom	Mathews	Stembridge
Davis	Harvey	Money	Summerlin
Dawkins	Hodges	Murphy	Thomas

—32

*Nays:*

Messrs.:	Gilchrist	Kendall	Nettles
Adams (Jefferson)	Gilmer	Kirkham	Nice
Adams (Tallapoosa)	Gist	Lackey	Nolen
Albea	Goodwyn	Law	Oakley
Ashworth	Hain	Locke (Choctaw)	Payne
Bassett	Hall	Locke (Perry)	Perry
Boyd	Hardy	Love	Richardson
Brewer	Harrison	McClendon (Chambers)	Speaks
Cornett	Holliman	McKay	Tyson
deGraffenried	Huddleston	McNider	Vacca
DeSear	Johnson (Elmore)	Merrill	Windle
Edwards (Jefferson)			

—44

## H. 225 POSTPONED

And the motion of Mr. deGraffenried to postpone consideration of the bill, H. 225, until the fifteenth legislative day without losing its place on the Calendar, was adopted.

Yeas 52; Nays 19.

*Yeas:*

Messrs.:	Franklin	Kaul	Nettles
Adams (Jefferson)	Gilchrist	Kendall	Nice
Adams (Tallapoosa)	Gilmer	Kirkham	Nolen
Albea	Gist	Lackey	Oakley
Ashworth	Goodwyn	Law	Payne
Bassett	Hain	Lee (Barbour)	Perry
Boyd	Hall	Locke (Perry)	Pirkle
Brewer	Hardy	McClendon (Chambers)	Richardson
Cornett	Harrison	McKay	Speaks
Dawkins	Holliman	McLendon (Bullock)	Thomas
deGraffenried	Huddleston	McNider	Tyson
Dement	Jenkins	Mathews	Vacca
DeSear	Johnson (Elmore)	Merrill	Windle
Edwards (Jefferson)			

—52

*Nays:*

Mr. Speaker	Davis	Hodges	Shumate
Branyon	Ferrell	Killough	Simon
Broadfoot	Gregory	Money	Stembridge
Brown (Lamar)	Grouby	Murphy	Summerlin
Callahan	Harvey	Oden	

—19

## H. 203 POSTPONED

On motion of Mr. Kendall, consideration of the bill, H. 203, was postponed until the fifteenth legislative day without losing its place on the Calendar.

Yeas 61; Nays 6.

*Yeas:*

Messrs.:	Gilchrist	Lackey	Nettles
Adams (Tallapoosa)	Gist	Law	Nice
Albea	Goodwyn	Lee (Barbour)	Nolen
Ashworth	Hall	Lee (Lawrence)	Oakley
Bassett	Haltom	Locke (Choctaw)	Payne
Boyd	Hardy	Locke (Perry)	Perry
Brewer	Harrison	Love	Pirkle
Brown (Lee)	Holliman	McClendon (Chambers)	Richardson
Burkhalter	Huddleston	McKay	Simon
Cornett	Hunt	McLendon (Bullock)	Speaks
Dawkins	Jenkins	McNider	Summerlin
deGraffenried	Johnson (Elmore)	Mathews	Thomas
Dement	Kaul	Merrill	Tyson
DeSear	Kendall	Money	Vacca
Edwards (Jefferson)	Killough	Murphy	Windle
Franklin	Kirkham		

—61

*Nays:*

Mr. Speaker	Davis	Gregory	Stembridge
Broadfoot	Ferrell		

—6

## MOTIONS TO POSTPONE H. 95

Mr. Haltom moved that consideration of the bill, H. 95, be postponed until the fifteenth legislative day without losing its place on the Calendar.

Mr. Pruitt offered as a substitute motion, a motion that consideration of the bill, H. 95, be postponed until the twenty-fifth legislative day without losing its place on the Calendar.

## MOTION TO TABLE

Mr. Haltom moved to lay on the table the substitute motion of Mr. Pruitt that consideration of the bill, H. 95, be postponed until the twenty-fifth legislative day without losing its place on the Calendar.

## MOTION TO ADJOURN LOST

The motion of Mr. Broadfoot that the House adjourn until Tuesday, June 18, 1957, at eleven o'clock A. M. was lost.

Yeas 32; Nays 52.

*Yeas:*

Mr. Speaker	Dawkins	Killough	Pirkle
Branyon	Edwards (Escambia)	Lee (Lawrence)	Fruitt
Broadfoot	Ferrell	Love	Selman
Brown (Lamar)	Gregory	Mathews	Shumate
Brown (Lee)	Hall	Money	Simon
Burkhalter	Harvey	Murphy	Solomon
Callahan	Jenkins	Oden	Stembridge
Davis	Kelly	Payne	Windle

—32

*Nays:*

Messrs.:	Ashworth	Brewer	DeSear
Adams (Jefferson)	Bassett	Cornett	Edwards (Jefferson)
Adams (Tallapoosa)	Boyd	deGraffenried	Franklin
Albea	Bradford	Dement	Gilchrist

Gilmer	Huddleston	Locke (Choctaw)	Nolen
Gist	Hunt	Locke (Perry)	Oakley
Goodwyn	Johnson (Elmore)	McClendon (Chambers)	Perry
Grouby	Kaul	McKay	Richardson
Hain	Kendall	McLendon (Bullock)	Speaks
Haltom	Kirkham	McNider	Summerlin
Hardy	Lackey	Merrill	Thomas
Harrison	Law	Nettles	Tyson
Hodges	Lee (Barbour)	Nice	Vacca
Holliman			

—52

## BILLS ON THIRD READING CONTINUED

## MOTION TO TABLE ADOPTED

The motion of Mr. Haltom to lay on the table the substitute motion of Mr. Pruitt that consideration of the bill, H. 95, be postponed until the twenty-fifth legislative day without losing its place on the Calendar was adopted.

Yeas 61; Nays 12.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kaul	Murphy
Adams (Jefferson)	Ferrell	Kelly	Nettles
Adams (Tallapoosa)	Franklin	Kendall	Nice
Albea	Gilchrist	Killough	Nolen
Ashworth	Gilmer	Kirkham	Oakley
Bassett	Gist	Lackey	Oden
Boyd	Gregory	Law	Payne
Bradford	Hain	Lee (Barbour)	Perry
Brewer	Haltom	Lee (Lawrence)	Shumate
Broadfoot	Hardy	Love	Speaks
Brown (Lee)	Harrison	McClendon (Chambers)	Stembridge
Cornett	Hodges	McKay	Summerlin
Davis	Holliman	McLendon (Bullock)	Thomas
deGraffenried	Huddleston	McNider	Tyson
Dement	Johnson (Elmore)	Merrill	Vacca
Edwards (Escambia)			

—61

Nays:

Messrs.:	Harvey	Locke (Perry)	Richardson
Brown (Lamar)	Jenkins	Money	Simon
DeSear	Locke (Choctaw)	Pruitt	Solomon
Grouby			

—12

## H. 95 POSTPONED

And the motion of Mr. Haltom that consideration of the bill, H. 95, be postponed until the fifteenth legislative day without losing its place on the Calendar, was adopted.

Yeas 67; Nays 6.

Yeas:

Messrs.:	Brewer	Dement	Gist
Adams (Jefferson)	Broadfoot	DeSear	Goodwyn
Adams (Tallapoosa)	Brown (Lee)	Edwards (Escambia)	Gregory
Albea	Cornett	Edwards (Jefferson)	Grouby
Ashworth	Davis	Franklin	Hain
Bassett	Dawkins	Gilchrist	Hall
Boyd	deGraffenried	Gilmer	Haltom

Hardy	Killough	McLendon (Bullock)	Pirkle
Harrison	Kirkham	McNider	Richardson
Hodges	Law	Merrill	Simon
Holliman	Lee (Barbour)	Murphy	Solomon
Huddleston	Lee (Lawrence)	Nettles	Speaks
Jenkins	Locke (Choctaw)	Nice	Summerlin
Johnson (Elmore)	Locke (Perry)	Nolen	Thomas
Kaul	Love	Oakley	Tyson
Kelly	McClendon (Chambers)	Payne	Vacca
Kendall	McKay	Perry	Windle

—67

*Nays:*

Mr. Speaker	Harvey	Pruitt	Stembridge
Branyon	Money		

—6

And the bill:

H. 34. Proposing amendments of the Constitution of Alabama fixing the number of representatives in the Legislature and apportioning the membership among the several counties, fixing the number of senators and dividing the State into senatorial districts.

Was read a third time at length and lost.

Yeas 29; Nays 53.

*Yeas:*

Mr. Speaker	Edwards (Ferrelia)	Hunt	Oden
Adams (Jefferson)	Ferrell	Kelly	Payne
Branyon	Gist	Lee (Lawrence)	Selman
Broadfoot	Gregory	Love	Shumate
Brown (Lamar)	Harrison	McClendon (Chambers)	Simon
Burkhalter	Hodges	Murphy	Stembridge
Davis	Huddleston	Nolen	Tyson
Dawkins			

—29

*Nays:*

Messrs.:	Franklin	Kendall	Nettles
Adams (Tallapoosa)	Gilchrist	Killough	Nice
Albea	Gilmer	Kirkham	Oakley
Ashworth	Goodwyn	Lackey	Perry
Bassett	Grouby	Law	Pirkle
Boyd	Hain	Lee (Barbour)	Pruitt
Bradford	Hall	Locke (Choctaw)	Richardson
Brown (Lee)	Haltom	Locke (Perry)	Solomon
Callahan	Hardy	McKay	Speaks
Cornett	Harvey	McLendon (Bullock)	Summerlin
deGraffenried	Holliman	McNider	Thomas
Dement	Jenkins	Merrill	Vacca
DeSear	Johnson (Elmore)	Money	Windle
Edwards (Jefferson)	Kaul		

—53

The motion of Mr. Locke (Perry) to lay on the table the motion of Mr. Haltom to reconsider the vote by which the bill, H. 34, was lost, was lost.

Yeas 29; Nays 51.

*Yeas:*

Messrs.:	Bradford	DeSear	Grouby
Ashworth	Brown (Lamar)	Franklin	Harvey
Bassett	Callahan	Gregory	Holliman



Jenkins	Locke (Perry)	Nettles	Richardson
Killough	McKay	Oakley	Solomon
Kirkham	McLendon (Bullock)	Pirkle	Speaks
Law	McNider	Pruitt	Windle
Locke (Choctaw)	Money		

—29

*Nays:*

Mr. Speaker	Dement	Johnson (Elmore)	Nolen
Adams (Jefferson)	Edwards (Escambia)	Kaul	Oden
Albea	Edwards (Jefferson)	Kelly	Payne
Boyd	Ferrell	Kendall	Perry
Branyon	Gilchrist	Lackey	Selman
Brewer	Gist	Lee (Barbour)	Shumate
Broadfoot	Goodwyn	Lee (Lawrence)	Simon
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Summerlin
Cornett	Harrison	Mathews	Thomas
Davis	Hodges	Merrill	Tyson
Dawkins	Huddleston	Murphy	Vacca
deGraffenried	Hunt	Nice	

—51

And the motion of Mr. Haltom to reconsider the vote by which the bill, H. 34, was lost, was adopted.

Yeas 54; Nays 26.

*Yeas:*

Mr. Speaker	Edwards (Jefferson)	Hunt	Nice
Adams (Jefferson)	Ferrell	Johnson (Elmore)	Nolen
Adams (Tallapoosa)	Gilchrist	Kaul	Oden
Albea	Gilmer	Kelly	Payne
Boyd	Gist	Kendall	Perry
Branyon	Goodwyn	Lackey	Selman
Brewer	Gregory	Lee (Barbour)	Shumate
Broadfoot	Hain	Lee (Lawrence)	Simon
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Summerlin
Dawkins	Hardy	Mathews	Thomas
deGraffenried	Harrison	Merrill	Tyson
Dement	Hodges	Murphy	Vacca
Edwards (Escambia)	Huddleston		

—54

*Nays:*

Messrs.:	Grouby	Locke (Choctaw)	Pirkle
Ashworth	Harvey	Locke (Perry)	Pruitt
Bassett	Holliman	McKay	Richardson
Brown (Lamar)	Jenkins	McLendon (Bullock)	Solomon
Callahan	Killough	Money	Speaks
DeSear	Kirkham	Nettles	Windle
Franklin	Law	Oakley	

—26

On motion of Mr. Haltom, further consideration of the bill, H. 34, was postponed until the fifteenth legislative day without losing its place on the Calendar.

Yeas 71; Nays 6.

*Yeas:*

Mr. Speaker	Albea	Boyd	Broadfoot
Adams (Jefferson)	Ashworth	Branyon	Brown (Lee)
Adams (Tallapoosa)	Bassett	Brewer	Burkhalter

Cornett	Hain	Kirkham	Nolen
Dawkins	Hall	Lackey	Oakley
deGraffenried	Haltom	Law	Oden
Dement	Hardy	Lee (Barbour)	Payne
DeSear	Harrison	Lee (Lawrence)	Perry
Edwards (Escambia)	Hodges	Locke (Choctaw)	Selman
Edwards (Jefferson)	Holliman	Love	Shumate
Ferrell	Huddleston	McClendon (Chambers)	Simon
Franklin	Hunt	McKay	Speaks
Gilchrist	Jenkins	McLendon (Bullock)	Stembridge
Gilmer	Johnson (Elmore)	McNider	Summerlin
Gist	Kaul	Merrill	Thomas
Goodwyn	Kelly	Murphy	Tyson
Gregory	Kendall	Nettles	Vacca
Grouby	Killough	Nice	

—71

*Nays:*

Messrs.:	Harvey	Money	Richardson
Brown (Lamar)	Locke (Perry)	Pruitt	

—6

## H. 196 POSTPONED

On motion of Mr. Merrill, consideration of the bill, H. 196, was postponed until the fifteenth legislative day without losing its place on the Calendar.

Yeas 66; Nays 8.

*Yeas:*

Messrs.:	Franklin	Kaul	Nettles
Adams (Jefferson)	Gilchrist	Kelly	Nice
Adams (Tallapoosa)	Gilmer	Kendall	Nolen
Albea	Gist	Killough	Oakley
Ashworth	Goodwyn	Kirkham	Payne
Bassett	Grouby	Lackey	Perry
Boyd	Hain	Law	Pirkle
Brewer	Hall	Lee (Lawrence)	Richardson
Brown (Lee)	Haltom	Locke (Choctaw)	Simon
Burkhalter	Hardy	Locke (Perry)	Solomon
Cornett	Harrison	McClendon (Chambers)	Speaks
Dawkins	Hodges	McKay	Summerlin
deGraffenried	Holliman	McLendon (Bullock)	Thomas
Dement	Huddleston	McNider	Tyson
DeSear	Hunt	Mathews	Vacca
Edwards (Escambia)	Jenkins	Merrill	Windle
Edwards (Jefferson)	Johnson (Elmore)	Murphy	

—66

*Nays:*

Mr. Speaker	Broadfoot	Gregory	Shumate
Branyon	Ferrell	Money	Stembridge

—8

## H. 204 POSTPONED

On motion of Mr. Kendall, consideration of the bill, H. 204, was postponed until the next legislative day without losing its place on the Calendar.

Yeas 58; Nays 12.

*Yeas:*

Mr. Speaker	Albea	Broadfoot	Burkhalter
Adams (Jefferson)	Ashworth	Brown (Lamar)	Cornett
Adams (Tallapoosa)	Brewer	Brown (Lee)	deGraffenried

Dement	Hardy	Lee (Barbour)	Oden
DeSear	Harrison	Lee (Lawrence)	Payne
Edwards (Escambia)	Holliman	Locke (Choctaw)	Pirkle
Edwards (Jefferson)	Huddleston	Locke (Perry)	Simon
Franklin	Hunt	Love	Solomon
Gilchrist	Jenkins	McClendon (Chambers)	Speaks
Gilmer	Johnson (Elmore)	McKay	Stembridge
Gist	Kendall	McLendon (Bullock)	Summerlin
Goodwyn	Killough	McNider	Thomas
Grouby	Kirkham	Merrill	Vacca
Hain	Lackey	Murphy	Windle
Hall	Law		

—58

*Nays:*

Messrs.:	Dawkins	Hodges	Nolen
Bassett	Ferrell	Kaul	Perry
Boyd	Gregory	Money	Tyson
Branyon			

—12

## H. 30 POSTPONED

On motion of Mr. Albea, consideration of the bill, H. 30, was postponed until the fifteenth legislative day without losing its place on the Calendar.

Yeas 60; Nays 7.

*Yeas:*

Messrs.:	Edwards (Jefferson)	Jenkins	McNider
Adams (Jefferson)	Franklin	Johnson (Elmore)	Merrill
Adams (Tallapoosa)	Gilchrist	Kaul	Murphy
Albea	Gilmer	Kelly	Nettles
Ashworth	Gist	Killough	Nice
Bassett	Goodwyn	Kirkham	Nolen
Boyd	Hain	Lackey	Oakley
Brewer	Hall	Law	Payne
Brown (Lamar)	Haltom	Lee (Lawrence)	Perry
Brown (Lee)	Hardy	Locke (Choctaw)	Pirkle
Burkhalter	Harrison	Locke (Perry)	Simon
Cornett	Hodges	Love	Solomon
deGraffenried	Holliman	McClendon (Chambers)	Speaks
Dement	Huddleston	McKay	Vacca
DeSear	Hunt	McLendon (Bullock)	Windle
Edwards (Escambia)			

—60

*Nays:*

Mr. Speaker	Broadfoot	Gregory	Stembridge
Branyon	Dawkins	Money	

—7

## H. 40 POSTPONED

On motion of Mr. Locke (Choctaw), consideration of the bill, H. 40, was postponed until the fifteenth legislative day without losing its place on the Calendar.

Yeas 63; Nays 2.

*Yeas:*

Mr. Speaker	Ashworth	Burkhalter	DeSear
Adams (Jefferson)	Bassett	Cornett	Edwards (Jefferson)
Adams (Tallapoosa)	Boyd	deGraffenried	Ferrell
Albea	Brewer	Dement	Franklin

Gilchrist	Hunt	Love	Perry
Gilmer	Jenkins	McClendon (Chambers)	Pirkle
Gist	Johnson (Elmore)	McKay	Simon
Goodwyn	Kaul	McLendon (Bullock)	Solomon
Grouby	Kelly	McNider	Speaks
Hain	Killough	Merrill	Stembridge
Hall	Kirkham	Money	Summerlin
Haltom	Lackey	Murphy	Thomas
Hardy	Law	Nettles	Tyson
Harrison	Lee (Barbour)	Nice	Vacca
Hodges	Lee (Lawrence)	Oden	Windle
Holliman	Locke (Perry)	Payne	
—63			
Nays:	Messrs. Broadfoot and Edwards (Escambia)		—2

## MOTION TO ADJOURN LOST

The motion of Mr. Brown (Lamar) that the House adjourn until Tuesday, June 18, 1957, at twelve o'clock, noon, was lost.

Yeas 33; Nays 46.

Yeas:

Mr. Speaker	DeSear	Kelly	Payne
Branyon	Edwards (Escambia)	Lee (Lawrence)	Pirkle
Broadfoot	Ferrell	Locke (Perry)	Selman
Brown (Lamar)	Gregory	Love	Shumate
Burkhalter	Hall	Mathews	Simon
Callahan	Haltom	Money	Solomon
Davis	Harvey	Murphy	Stembridge
Dawkins	Jenkins	Oden	Windle
Dement			
—33			

Nays:

Messrs.:	Gilchrist	Kaul	Nettles
Adams (Jefferson)	Gilmer	Killough	Nice
Adams (Tallapoosa)	Gist	Kirkham	Nolen
Albea	Goodwyn	Lackey	Oakley
Ashworth	Grouby	Law	Perry
Bassett	Hain	Lee (Barbour)	Richardson
Boyd	Hardy	Locke (Choctaw)	Speaks
Brewer	Harrison	McClendon (Chambers)	Summerlin
Cornett	Hodges	McKay	Thomas
deGraffenried	Holliman	McLendon (Bullock)	Tyson
Edwards (Jefferson)	Hunt	McNider	Vacca
Franklin	Johnson (Elmore)	Merrill	
—46			

## BILLS ON THIRD READING CONTINUED

## H. 41 POSTPONED

On motion of Mr. Locke (Choctaw), consideration of the bill, H. 41, was postponed until the fifteenth legislative day without losing its place on the Calendar.

Yeas 64; Nays 3.

Yeas:

Mr. Speaker	Bassett	Davis	Ferrell
Adams (Jefferson)	Boyd	deGraffenried	Franklin
Adams (Tallapoosa)	Brewer	DeSear	Gilchrist
Albea	Brown (Lee)	Edwards (Escambia)	Gilmer
Ashworth	Cornett	Edwards (Jefferson)	Gist

Hain	Kendall	McLendon (Bullock)	Perry
Haltom	Killough	McNider	Pirkle
Hardy	Kirkham	Merrill	Richardson
Harrison	Lackey	Money	Simon
Holliman	Law	Murphy	Solomon
Huddleston	Lee (Barbour)	Nettles	Speaks
Hunt	Lee (Lawrence)	Nice	Stembridge
Jenkins	Locke (Choctaw)	Nolen	Summerlin
Johnson (Elmore)	Locke (Perry)	Oakley	Thomas
Kaul	McClendon (Chambers)	Oden	Tyson
Kelly	McKay	Payne	Vacca

—64

Nays: Messrs. Branyon, Broadfoot and Brown (Lamar)

—3

## H. 42 POSTPONED

On motion of Mr. Locke (Choctaw), consideration of the bill, H. 42, was postponed until the fifteenth legislative day without losing its place on the Calendar.

Yeas 58; Nays 3.

Yeas:

Messrs.:	Gilmer	Kirkham	Nolen
Adams (Jefferson)	Gist	Lackey	Oakley
Adams (Tallapoosa)	Grouby	Law	Payne
Albea	Hain	Lee (Barbour)	Perry
Bassett	Haltom	Lee (Lawrence)	Pirkle
Boyd	Hardy	Locke (Choctaw)	Richardson
Brewer	Harrison	Locke (Perry)	Simon
Brown (Lee)	Hodges	McClendon (Chambers)	Solomon
Cornett	Holliman	McKay	Speaks
deGraffenried	Huddleston	McLendon (Bullock)	Summerlin
DeSear	Hunt	McNider	Thomas
Edwards (Escambia)	Jenkins	Merrill	Tyson
Edwards (Jefferson)	Johnson (Elmore)	Murphy	Vacca
Franklin	Kaul	Nettles	Windle
Gilchrist	Kendall	Nice	

—58

Nays: Mr. Speaker, Broadfoot and Brown (Lamar)

—3

## H. 43 POSTPONED

On motion of Mr. Locke (Choctaw), consideration of the bill, H. 43, was postponed until the fifteenth legislative day without losing its place on the Calendar.

Yeas 56; Nays 3.

Yeas:

Messrs.:	deGraffenried	Hodges	McKay
Adams (Jefferson)	Edwards (Escambia)	Huddleston	McLendon (Bullock)
Albea	Edwards (Jefferson)	Hunt	McNider
Ashworth	Franklin	Jenkins	Merrill
Bassett	Gilchrist	Johnson (Elmore)	Murphy
Boyd	Gilmer	Kaul	Nettles
Bradford	Gist	Kendall	Nice
Brewer	Grouby	Lackey	Nolen
Brown (Lee)	Hain	Law	Oakley
Cornett	Hall	Lee (Barbour)	Payne
Davis	Haltom	Lee (Lawrence)	Perry
Dawkins	Hardy	Locke (Perry)	Pirkle

Richardson	Speaks	Thomas	Vacca	
Simon	Summerlin	Tyson	Windle	
Solomon				—56

Nays: Mr. Speaker, Broadfoot and Locke (Choctaw) —3

### MOTION TO POSTPONE LOST

The motion of Mr. Locke (Choctaw) to postpone consideration of the bill, H. 44, until the fifteenth legislative day, was lost because of the lack of a quorum voting.

Yeas 49; Nays 2.

Yeas:

Messrs.:	Gilchrist	Law	Oakley	
Adams (Jefferson)	Gilmer	Lee (Barbour)	Payne	
Adams (Tallapoosa)	Goodwyn	Locke (Choctaw)	Perry	
Albea	Grouby	Locke (Perry)	Pirkle	
Ashworth	Hain	McClendon (Chambers)	Richardson	
Bassett	Hall	McKay	Simon	
Boyd	Hardy	McLendon (Bullock)	Speaks	
Bradford	Holliman	McNider	Summerlin	
Brewer	Huddleston	Merrill	Thomas	
deGraffenried	Hunt	Murphy	Tyson	
Edwards (Escambia)	Johnson (Elmore)	Nettles	Vacca	
Edwards (Jefferson)	Kirkham	Nolen	Windle	
Franklin	Lackey			—49

Nays: Messrs. Broadfoot and Dawkins —2

And the bill:

H. 44. To amend Section 179 of Title 26 of the Code of Alabama of 1940, approved May 22, 1945, by adding thereto a new subsection to be subsection (36-a), to grant to the State Oil and Gas Board of Alabama authority to establish unit operation of a pool or polls, or any portion or portions or combinations thereof, in a field for the production of oil or gas, or both; provide the method of establishment thereof; holding of hearings; promulgation of orders in connection therewith; the effect thereof.

Was taken up.

And said bill, H. 44, was read a third time at length and lost.

Yeas 37; Nays 12.

Yeas:

Messrs.:	Edwards (Escambia)	Huddleston	Love	
Adams (Jefferson)	Edwards (Jefferson)	Hunt	McKay	
Albea	Gilchrist	Johnson (Elmore)	Merrill	
Ashworth	Gilmer	Kendall	Nettles	
Bassett	Gist	Lackey	Nolen	
Boyd	Grouby	Law	Perry	
Brewer	Hain	Lee (Barbour)	Thomas	
Callahan	Haltom	Locke (Choctaw)	Tyson	
Davis	Harrison	Locke (Perry)	Vacca	
deGraffenried	Hodges			—37

Nays:

Messrs.:	Goodwyn	Murphy	Speaks	
Cornett	Hall	Richardson	Summerlin	
Dawkins	Hardy	Simon	Windle	
Franklin				—12

## MOTION TO RECONSIDER ADOPTED

The motion of Mr. Richardson to reconsider the vote by which the bill, H. 44, was lost, was adopted.

Yeas 58; Nays 0.

Yeas:

Mr. Speaker	Gilchrist	Kaul	Nettles
Adams (Jefferson)	Gilmer	Kendall	Nice
Adams (Tallapoosa)	Gist	Kirkham	Nolen
Albea	Goodwyn	Lackey	Oakley
Ashworth	Grouby	Law	Perry
Bassett	Hain	Lee (Barbour)	Pirkle
Boyd	Haltom	Lee (Lawrence)	Pruitt
Bradford	Hardy	Locke (Choctaw)	Richardson
Brewer	Harrison	Locke (Perry)	Speaks
Brown (Lee)	Harvey	McClendon (Chambers)	Summerlin
Cornett	Hodges	McKay	Thomas
deGraffenried	Holliman	McLendon (Bullock)	Tyson
Edwards (Escambia)	Huddleston	McNider	Vacca
Edwards (Jefferson)	Hunt	Merrill	Windle
Franklin	Johnson (Elmore)		

—58

## H. 44 POSTPONED

On motion of Mr. Locke (Choctaw), further consideration of the bill, H. 44, was postponed until the fifteenth legislative day without losing its place on the Calendar.

Yeas 54; Nays 0.

Yeas:

Messrs.:	Gilchrist	Killough	Nolen
Adams (Jefferson)	Gist	Kirkham	Oakley
Adams (Tallapoosa)	Goodwyn	Lackey	Payne
Albea	Grouby	Law	Perry
Ashworth	Hain	Lee (Barbour)	Pirkle
Bassett	Haltom	Locke (Choctaw)	Pruitt
Boyd	Hardy	Locke (Perry)	Richardson
Brewer	Harrison	McClendon (Chambers)	Speaks
Brown (Lee)	Harvey	McKay	Summerlin
Cornett	Hodges	McLendon (Bullock)	Thomas
deGraffenried	Holliman	McNider	Tyson
Edwards (Escambia)	Hunt	Merrill	Vacca
Edwards (Jefferson)	Johnson (Elmore)	Nettles	Windle
Franklin	Kaul	Nice	

—54

## MOTION IN WRITING

Mr. Richardson offered the following Motion in Writing:

I move that when the House adjourns today, it adjourns to meet again Tuesday, June 18, 1957, at 9 A. M.

And the Motion in Writing was lost because of the lack of a quorum voting.

Yeas 45; Nays 6.

Yeas:

Messrs.:	Albea	Boyd	Callahan
Adams (Jefferson)	Ashworth	Brewer	Cornett
Adams (Tallapoosa)	Bassett	Brown (Lee)	Davis

Edwards (Escambia)	Hardy	Lee (Barbour)	Nolen
Edwards (Jefferson)	Harrison	Locke (Choctaw)	Oakley
Franklin	Huddleston	McClendon (Chambers)	Payne
Gilchrist	Hunt	McKay	Perry
Gilmer	Johnson (Elmore)	McLendon (Bullock)	Richardson
Gist	Kaul	Merrill	Speaks
Goodwyn	Kendall	Nettles	Summerlin
Hain	Killough	Nice	Thomas
Hanby	Lackey		
Nays:			
Mr. Speaker	Lee (Lawrence)	Pirkle	Simon
Hodges	Murphy		

—45

—6

## BILLS ON THIRD READING CONTINUED

## MOTION TO POSTPONE LOST

The motion of Mr. Perry to postpone consideration of the bill, H. 87, until the fifteenth legislative day without losing its place on the Calendar, was lost.

Yeas 51; Nays 0.

Yeas:

Messrs.:	Gist	Kendall	Nolen
Adams (Jefferson)	Goodwyn	Kirkham	Oakley
Adams (Tallapoosa)	Grouby	Lackey	Payne
Albea	Hain	Law	Perry
Ashworth	Haltom	Lee (Barbour)	Pirkle
Boyd	Hanby	Locke (Choctaw)	Pruitt
Brewer	Hardy	Locke (Perry)	Richardson
Cornett	Harrison	McClendon (Chambers)	Speaks
deGraffenried	Hodges	McKay	Summerlin
Edwards (Jefferson)	Huddleston	McLendon (Bullock)	Thomas
Franklin	Hunt	Merrill	Tyson
Gilchrist	Johnson (Elmore)	Nettles	Vacca
Gilmer	Kaul	Nice	Windle

—51

And the bill:

H. 87. To provide costs and fees to be charged by the Sheriff of a County for handling prisoners arrested at the request of a demanding State for extradition.

Was taken up.

## MOTION TO ADJOURN LOST

The motion of Mr. Haltom that the House adjourn until Tuesday, June 18, 1957, at ten o'clock A. M. was lost.

Yeas 17; Nays 40.

Yeas:

Mr. Speaker	Hunt	Locke (Perry)	Solomon
Adams (Jefferson)	Killough	Merrill	Thomas
Albea	Lackey	Payne	Vacca
Haltom	Lee (Lawrence)	Simon	Windle
Harvey			

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*Nays:*

Messrs.:	Gilchrist	Huddleston	Nice
Adams (Tallapoosa)	Gilmer	Johnson (Elmore)	Nolen
Ashworth	Gist	Kaul	Oakley
Bassett	Goodwyn	Kendall	Perry
Boyd	Grouby	Kirkham	Pirkle
Brewer	Hain	Law	Pruitt
Brown (Lee)	Hanby	Locke (Choctaw)	Richardson
Cornett	Hardy	McClendon (Chambers)	Speaks
deGraffenried	Harrison	McLendon (Bullock)	Summerlin
Edwards (Jefferson)	Hodges	Nettles	Tyson
Franklin			

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## CERTIFICATE OF CLERK

## The House of Representatives:

I hereby certify that the House Bills and House Joint Resolutions hereinafter mentioned were delivered to the Executive Department on the date and hour named and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 12:15 P. M. On June 14, 1957.

H. 6  
 H. 17  
 H. 25  
 H. 45  
 H. 51  
 H. 53  
 H. 78  
 H. 99  
 H. 107  
 H. 116  
 H. 146  
 H. 151  
 H. 172  
 H. 205  
 H. 206  
 H. 211  
 H. 213  
 H. 223  
 H. 227  
 H. 251  
 H. 256  
 H. 257  
 H. 259  
 H. 293  
 H. 313  
 H. 357  
 H. J. R. 25  
 H. J. R. 26  
 H. J. R. 27  
 H. J. R. 28

OAKLEY MELTON, JR.,  
 Clerk.

## ADJOURNMENT

On motion of Mr. Brewer the House adjourned until Tuesday, June 18, 1957, at nine o'clock A. M.

Yeas 36; Nays 19.

Yeas:

Mr. Speaker	Gist	Kendall	Payne
Adams (Jefferson)	Hain	Killough	Perry
Albea	Haltom	Lee (Barbour)	Pruitt
Bassett	Hanby	Locke (Choctaw)	Simon
Brewer	Hardy	Locke (Perry)	Speaks
Brown (Lee)	Harvey	McKay	Summerlin
Franklin	Huddleston	Merrill	Thomas
Gilchrist	Hunt	Nettles	Tyson
Gilmer	Kaul	Oakley	Vacca

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Nays:

Messrs.:	Goodwyn	Kirkham	McLendon (Bullock)
Adams (Tallapoosa)	Grouby	Lackey	Nice
Ashworth	Harrison	Law	Nolen
Cornett	Hodges	Lee (Lawrence)	Richardson
deGraffenried	Johnson (Elmore)	McClendon (Chambers)	Windle

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## THIRTEENTH DAY

House of Representatives  
Montgomery, Alabama  
Tuesday, June 18, 1957

The House met pursuant to adjournment.

## PRAYER

The session was opened with prayer by Dr. Austin Staples, Pastor,  
First Baptist Church, Roanoke, Alabama.

## ROLL CALL

On a call of the roll of the House the following members answered  
to their names:

Mr. Speaker	Dawkins	Hardy	Locke (Choctaw)
Adams (Jefferson)	deGraffenried	Hare	Locke (Perry)
Adams (Tallapoosa)	Dement	Harrison	Love
Albea	DeSear	Harvey	McClendon (Chambers)
Ashworth	Dickson	Hawkins	McKay
Bassett	Edwards (Escambia)	Hodges	McLendon (Bullock)
Boyd	Edwards (Jefferson)	Holliman	McNider
Bradford	Faulk	Huddleston	Martin
Brannan	Ferrell	Hunt	Mathews
Branyon	Franklin	Jenkins	Mathison
Brewer	Gilchrist	Johnson (Elmore)	Merrill
Broadfoot	Gilmer	Johnson (Tallapoosa)	Money
Brooks	Gist	Kaul	Murphy
Brown (Lamar)	Goodwyn	Kelly	Nettles
Brown (Lee)	Gregory	Kendall	Nice
Burkhalter	Grouby	Killough	Nolen
Cornett	Hain	Kirkham	Oakley
Cox	Hall	Lackey	Oden
Crook	Haltom	Law	Payne
Davis	Hanby	Lee (Barbour)	Perry

Pirkle	Rodgers	Steagall	Tyson
Pruitt	Selman	Stembridge	Vacca
Ramey	Shumate	Stokes	Ward
Reynolds	Simon	Summerlin	Windle
Richardson	Solomon	Taylor	Wood
Roberts	Speaks	Thomas	

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A quorum was present.

#### LEAVE OF ABSENCE

On motion of Mr. Dawkins leave of absence was granted to Mr. Brassell because of personal illness.

#### REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the twelfth legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

#### MOTION TO SUSPEND RULES LOST

The motion of Mr. Hawkins to suspend the rules in order to dispense with the reading at length of the Journal of the House for the twelfth legislative day was lost.

Yeas 53; Nays 23.

Yeas:

Messrs.:	Franklin	Johnson (Elmore)	Merrill
Adams (Tallapoosa)	Gilmer	Kaul	Nettles
Albea	Gist	Kendall	Nice
Ashworth	Goodwyn	Killough	Nolen
Boyd	Grouby	Kirkham	Payne
Bradford	Hanby	Law	Perry
Brannan	Hardy	Lee (Barbour)	Pirkle
Brewer	Hare	Locke (Choctaw)	Richardson
Cornett	Harrison	Locke (Perry)	Speaks
Cox	Hawkins	McClendon (Chambers)	Thomas
Crook	Holliman	McKay	Vacca
deGraffenried	Huddleston	McLendon (Bullock)	Windle
DeSear	Hunt	McNider	Wood
Edwards (Jefferson)	Jenkins		

—53

Nays:

Mr. Speaker	Davis	Kelly	Selman
Branyon	Dawkins	Mathews	Shumate
Broadfoot	Edwards (Escambia)	Mathison	Simon
Brooks	Ferrell	Murphy	Solomon
Brown (Lamar)	Gregory	Oden	Stembridge
Burkhalter	Hall	Reynolds	

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#### READING OF JOURNAL

The Speaker directed the Clerk to read the Journal of the House for the twelfth legislative day.

#### MOTION TO RECESS LOST

The motion of Mr. Brown (Lamar) that the House recess until 2:00 o'clock this afternoon was lost.

Yeas 12; Nays 43.

Yeas:

Mr. Speaker	Cox	Hall	Oden
Branyon	Edwards (Escambia)	Mathison	Simon
Brown (Lamar)	Gregory	Murphy	Stembridge

—12

Nays:

Messrs.:	Gilmer	Kendall	Nice
Adams (Jefferson)	Gist	Killough	Nolen
Adams (Tallapoosa)	Grouby	Kirkham	Oakley
Albea	Hain	Lee (Barbour)	Payne
Bradford	Hare	Locke (Choctaw)	Perry
Brannan	Harrison	Locke (Perry)	Pirkle
Cornett	Hawkins	McClendon (Chambers)	Richardson
Crook	Hunt	McKay	Roberts
DeSear	Jenkins	McLendon (Bullock)	Speaks
Edwards (Jefferson)	Johnson (Elmore)	McNider	Steagall
Franklin	Kaul	Nettles	Summerlin

—43

#### READING OF THE JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs to leave to report that it has examined the following House Bills, to-wit:

H. 74. To amend Section 72, Title 45, Code of Alabama, which relates to payment of costs by Board of Corrections.

Also:

H. 75. To amend further Section 325 of Title 15, Code of Alabama (1940), which relates to specifications of legal punishments.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

#### SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing of the Standing Committee on Rules.

#### MOTION TO RECESS LOST

The motion of Mr. Branyon that the House recess until 2:00 o'clock this afternoon was lost.

Yeas 15; Nays 50.

*Yeas:*

Mr. Speaker	Brown (Lamar)	Johnson (Tallapoosa)	Shumate	—15
Branyon	Davis	Mathison	Simon	
Broadfoot	Edwards (Escambia)	Money	Stembridge	
Brooks	Holliman	Murphy		

*Nays:*

Messrs.:	Edwards (Jefferson)	Kendall	Nolen	—50
Adams (Jefferson)	Franklin	Law	Oakley	
Adams (Tallapoosa)	Gilmer	Lee (Barbour)	Payne	
Albea	Gist	Locke (Choctaw)	Ramey	
Bradford	Hain	Locke (Perry)	Roberts	
Brannan	Hardy	McClendon (Chambers)	Speaks	
Brewer	Harrison	McKay	Stokes	
Brown (Lee)	Hawkins	McLendon (Bullock)	Summerlin	
Cornett	Huddleston	McNider	Taylor	
Crook	Hunt	Martin	Thomas	
deGraffenried	Jenkins	Merrill	Vacca	
Dement	Johnson (Elmore)	Nettles	Wood	
Dickson	Kaul	Nice		

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion by Mr. Dawkins to suspend the rules in order to bring up and postpone consideration of the bill, H. 34, until the thirtieth legislative day, was lost.

Yeas 34; Nays 58.

*Yeas:*

Mr. Speaker	Dickson	Love	Selman	—34
Branyon	Edwards (Escambia)	Martin	Shumate	
Brooks	Ferrell	Mathews	Solomon	
Brown (Lamar)	Hall	Mathison	Steagall	
Brown (Lee)	Hare	Money	Stembridge	
Burkhalter	Harvey	Oden	Stokes	
Davis	Jenkins	Ramey	Taylor	
Dawkins	Johnson (Tallapoosa)	Reynolds	Wood	
Dement	Killough			

*Nays:*

Messrs.:	DeSear	Huddleston	Nettles	—58
Adams (Jefferson)	Edwards (Jefferson)	Hunt	Nice	
Adams (Tallapoosa)	Franklin	Johnson (Elmore)	Nolen	
Albea	Gilchrist	Kaul	Oakley	
Ashworth	Gilmer	Kendall	Payne	
Bassett	Gist	Kirkham	Perry	
Boyd	Gregory	Law	Pruitt	
Bradford	Grouby	Lee (Barbour)	Richardson	
Brannan	Hain	Locke (Choctaw)	Roberts	
Brewer	Hanby	Locke (Perry)	Speaks	
Broadfoot	Hardy	McClendon (Chambers)	Summerlin	
Cornett	Harrison	McKay	Thomas	
Cox	Hawkins	McLendon (Bullock)	Vacca	
Crook	Hodges	McNider	Ward	
deGraffenried	Holliman	Merrill		

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO RECESS LOST

The motion of Mr. Burkhalter that the House recess until 2:00 o'clock this afternoon was lost.

Yeas 32; Nays 52.

## Yeas:

Mr. Speaker	Dement	Johnson (Tallapoosa)	Shumate
Branyon	Edwards (Escambia)	Kelly	Simon
Broadfoot	Faulk	Mathews	Solomon
Brooks	Ferrell	Mathison	Stembridge
Brown (Lamar)	Gregory	Murphy	Stokes
Burkhalter	Hall	Oden	Taylor
Cox	Holliman	Ramey	Ward
Davis	Jenkins	Selman	Windle

—32

## Nays:

Messrs.:	DeSear	Hodges	McLendon (Bullock)
Adams (Jefferson)	Edwards (Jefferson)	Huddleston	McNider
Adams (Tallapoosa)	Franklin	Hunt	Nettles
Albea	Gilchrist	Johnson (Elmore)	Nice
Ashworth	Gilmer	Kaul	Nolen
Bassett	Gist	Kendall	Oakley
Boyd	Grouby	Kirkham	Payne
Bradford	Hain	Law	Pruitt
Brannan	Hanby	Lee (Barbour)	Roberts
Brewer	Hardy	Locke (Choctaw)	Speaks
Brown (Lee)	Hare	Locke (Perry)	Steagall
Cornett	Harrison	McClendon (Chambers)	Thomas
Crook	Hawkins	McKay	Vacca
deGraffenried			

—52

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Branyon to suspend the rules in order to take up for immediate consideration the third reading of local bills was lost.

Yeas 29; Nays 44.

## Yeas:

Mr. Speaker	Edwards (Escambia)	Martin	Rodgers
Branyon	Gregory	Mathews	Selman
Broadfoot	Harvey	Mathison	Simon
Brooks	Holliman	Murphy	Solomon
Brown (Lamar)	Jenkins	Payne	Stokes
Brown (Lee)	Johnson (Tallapoosa)	Ramey	Taylor
Davis	Kirkham	Reynolds	Wood
Dement			

—29

*Nays:*

Messrs.:	deGraffenried	Hawkins	McNider
Adams (Jefferson)	DeSear	Hodges	Merrill
Adams (Tallapoosa)	Dickson	Johnson (Elmore)	Nettles
Albea	Franklin	Kelly	Nice
Ashworth	Gilchrist	Kendall	Nolen
Bassett	Gilmer	Killough	Oakley
Boyd	Gist	Locke (Choctaw)	Perry
Bradford	Grouby	Locke (Perry)	Pirkle
Brannan	Hain	McClendon (Chambers)	Roberts
Brewer	Hardy	McKay	Speaks
Cornett	Harrison	McLendon (Bullock)	Vacca
Cox			

—44

## MOTION TO RECESS LOST

The motion of Mr. Selman that the House recess until 2:00 o'clock this afternoon was lost.

Yeas 29; Nays 51.

*Yeas:*

Mr. Speaker	Dement	Kelly	Reynolds
Branyon	Dickson	Martin	Shumate
Broadfoot	Edwards (Escambia)	Mathews	Simon
Brooks	Faulk	Mathison	Stembridge
Brown (Lamar)	Gregory	Murphy	Stokes
Cox	Holliman	Oden	Taylor
Davis	Johnson (Tallapoosa)	Ramey	Windle
Dawkins			

—29

*Nays:*

Messrs.:	deGraffenried	Hunt	Nettles
Adams (Jefferson)	DeSear	Jenkins	Nice
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Nolen
Albea	Franklin	Kendall	Oakley
Ashworth	Gilchrist	Killough	Payne
Bassett	Gilmer	Kirkham	Perry
Boyd	Gist	Locke (Choctaw)	Pirkle
Bradford	Grouby	Locke (Perry)	Roberts
Brannan	Hain	McClendon (Chambers)	Rodgers
Brewer	Hanby	McKay	Selman
Brown (Lee)	Hardy	McLendon (Bullock)	Speaks
Cornett	Harrison	McNider	Vacca
Crook	Hawkins	Merrill	Wood

—51

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Brown (Lamar) to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 393, was lost.

Yeas 36; Nays 49.

*Yeas:*

Mr. Speaker	Brooks	Davis	Dickson
Branyon	Brown (Lamar)	Dawkins	Edwards (Escambia)
Broadfoot	Burkhalter	Dement	Faulk

Ferrell	Johnson (Tallapoosa)	Oden	Solomon
Gregory	Kirkham	Pruitt	Steagall
Hall	Mathews	Ramey	Stembridge
Harvey	Mathison	Reynolds	Stokes
Huddleston	Money	Selman	Taylor
Jenkins	Murphy	Shumate	Wood

—36

*Nays:*

Messrs.:	deGraffenried	Hodges	Nettles
Adams (Jefferson)	DeSear	Johnson (Elmore)	Nice
Albea	Edwards (Jefferson)	Kaul	Nolen
Ashworth	Franklin	Kendall	Oakley
Bassett	Gilchrist	Killough	Payne
Boyd	Gilmer	Lee (Barbour)	Perry
Bradford	Gist	Locke (Choctaw)	Roberts
Brannan	Grouby	Locke (Perry)	Rodgers
Brewer	Hain	Love	Speaks
Brown (Lee)	Hanby	McKay	Thomas
Cornett	Hardy	McLendon (Bullock)	Vacca
Cox	Harrison	McNider	Windle
Crook	Hawkins		

—49

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Wood to suspend the rules in order to move that the Standing Committee on Conservation be allowed to meet while the House is in session, was lost.

Yeas 46; Nays 38.

*Yeas:*

Mr. Speaker	Goodwyn	Killough	Pruitt
Bassett	Gregory	Kirkham	Ramey
Brannan	Hall	Love	Reynolds
Branyon	Harrison	McClendon (Chambers)	Selman
Broadfoot	Harvey	Martin	Shumate
Brown (Lamar)	Hodges	Mathews	Solomon
Davis	Holliman	Mathison	Steagall
Dawkins	Huddleston	Money	Stembridge
Dement	Hunt	Murphy	Taylor
Dickson	Jenkins	Oden	Windle
Edwards (Escambia)	Johnson (Tallapoosa)	Payne	Wood
Ferrell	Kelly		

—46

*Nays:*

Messrs.:	Cox	Hain	Nice
Adams (Jefferson)	Crook	Hardy	Nolen
Adams (Tallapoosa)	deGraffenried	Hawkins	Oakley
Albea	DeSear	Johnson (Elmore)	Perry
Ashworth	Edwards (Jefferson)	Lee (Barbour)	Roberts
Boyd	Franklin	Locke (Perry)	Speaks
Bradford	Gilchrist	McKay	Summerlin
Brewer	Gilmer	McLendon (Bullock)	Thomas
Brown (Lee)	Gist	McNider	Vacca
Cornett	Grouby	Nettles	

—38



## MOTION TO SUSPEND RULES LOST

The motion of Mr. Dawkins to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 504, was lost.

Yeas 29; Nays 53.

## Yeas:

Mr. Speaker	Dickson	Johnson (Tallapoosa)	Ramey
Branyon	Edwards (Escambia)	Mathews	Reynolds
Broadfoot	Ferrell	Mathison	Selman
Brooks	Goodwyn	Money	Simon
Brown (Lamar)	Gregory	Murphy	Solomon
Davis	Hall	Oden	Taylor
Dawkins	Holliman	Payne	Wood
Dement			

—29

## Nays:

Messrs.:	deGraffenried	Huddleston	McNider
Adams (Jefferson)	DeSear	Hunt	Nettles
Adams (Tallapoosa)	Edwards (Jefferson)	Jenkins	Nice
Albea	Franklin	Johnson (Elmore)	Nolen
Ashworth	Gilchrist	Kaul	Oakley
Bassett	Gilmer	Killough	Perry
Boyd	Gist	Kirkham	Roberts
Bradford	Grouby	Lee (Barbour)	Rodgers
Brannan	Hain	Locke (Choctaw)	Speaks
Brewer	Hanby	Locke (Perry)	Steagall
Brown (Lee)	Hardy	Love	Summerlin
Cornett	Harrison	McKay	Thomas
Cox	Hawkins	McLendon (Bullock)	Vacca
Crook	Hodges		

—53

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO RECESS LOST

The motion of Mr. Dawkins that the House recess until 2:30 o'clock this afternoon was lost.

Yeas 35; Nays 51.

## Yeas:

Mr. Speaker	Dickson	Kelly	Reynolds
Bassett	Edwards (Escambia)	Killough	Selman
Branyon	Faulk	Martin	Shumate
Broadfoot	Ferrell	Mathews	Simon
Brooks	Gregory	Mathison	Solomon
Brown (Lamar)	Hall	Money	Taylor
Cox	Harvey	Murphy	Windle
Davis	Holliman	Oden	Wood
Dement	Johnson (Tallapoosa)	Ramey	

—35

## Nays:

Messrs.:	Ashworth	Brewer	deGraffenried
Adams (Jefferson)	Boyd	Brown (Lee)	DeSear
Adams (Tallapoosa)	Bradford	Cornett	Edwards (Jefferson)
Albea	Brannan	Crook	Franklin

Gilchrist	Hodges	Locke (Perry)	Oakley
Gilmer	Huddleston	Love	Perry
Gist	Hunt	McClendon (Chambers)	Roberts
Goodwyn	Jenkins	McKay	Rodgers
Grouby	Johnson (Elmore)	McLendon (Bullock)	Speaks
Hain	Kaul	McNider	Steagall
Hanby	Kirkham	Nettles	Summerlin
Harrison	Lee (Barbour)	Nice	Thomas
Hawkins	Locke (Choctaw)	Nolen	Vacca

—51

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Dawkins to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 505, was lost.

Yeas 26; Nays 52.

## Yeas:

Mr. Speaker	Edwards (Escambia)	Mathews	Reynolds
Branyon	Ferrell	Mathison	Shumate
Broadfoot	Gregory	Murphy	Simon
Brooks	Hall	Nolen	Solomon
Brown (Lamar)	Holliman	Oden	Taylor
Dawkins	Johnson (Tallapoosa)	Ramey	Wood
Dement	Martin		

—26

## Nays:

Messrs.:	Dickson	Huddleston	Money
Adams (Jefferson)	Edwards (Jefferson)	Jenkins	Nettles
Adams (Tallapoosa)	Gilchrist	Johnson (Elmore)	Nice
Albea	Gilmer	Kaul	Oakley
Bassett	Gist	Killough	Perry
Boyd	Goodwyn	Kirkham	Roberts
Bradford	Grouby	Lee (Barbour)	Rodgers
Brewer	Hain	Locke (Choctaw)	Speaks
Brown (Lee)	Hanby	Locke (Perry)	Steagall
Cornett	Hardy	Love	Summerlin
Cox	Harrison	McKay	Thomas
Crook	Hawkins	McLendon (Bullock)	Vacca
deGraffenried	Hodges	McNider	Windle
DeSear			

—52

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Oden to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 69, was lost.

Yeas 27; Nays 56.

*Yeas:*

Mr. Speaker	Edwards (Escambia)	Mathews	Selman
Branyon	Ferrell	Mathison	Shumate
Brooks	Gregory	Money	Simon
Brown (Lamar)	Hall	Murphy	Solomon
Burkhalter	Holliman	Oden	Taylor
Dawkins	Hunt	Ramey	Wood
Dement	Johnson (Tallapoosa)	Reynolds	

—27

*Nays:*

Messrs.:	DeSear	Hodges	Merrill
Adams (Jefferson)	Dickson	Huddleston	Nettles
Adams (Tallapoosa)	Edwards (Jefferson)	Jenkins	Nice
Albea	Franklin	Johnson (Elmore)	Nolen
Ashworth	Gilchrist	Killough	Oakley
Bassett	Gilmer	Kirkham	Perry
Bradford	Gist	Lee (Barbour)	Pruitt
Brannan	Goodwyn	Locke (Choctaw)	Roberts
Brewer	Grouby	Locke (Perry)	Rodgers
Broadfoot	Hain	Love	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Cornett	Hardy	McLendon (Bullock)	Summerlin
Cox	Harrison	McNider	Thomas
Crook	Hawkins	Martin	Vacca
deGraffenried			

—56

## MOTION TO RECESS LOST

The motion of Mr. Ferrell that the House recess until 1:30 o'clock this afternoon was lost.

Yeas 36; Nays 54.

*Yeas:*

Mr. Speaker	Dement	Johnson (Tallapoosa)	Payne
Bassett	Dickson	Kelly	Ramey
Branyon	Edwards (Escambia)	Killough	Reynolds
Brooks	Faulk	Martin	Selman
Brown (Lamar)	Ferrell	Mathews	Shumate
Burkhalter	Gregory	Mathison	Simon
Cox	Hall	Money	Solomon
Davis	Hare	Murphy	Taylor
Dawkins	Holliman	Oden	Windle

—36

*Nays:*

Messrs.:	Franklin	Jenkins	Nettles
Adams (Jefferson)	Gilchrist	Johnson (Elmore)	Nice
Adams (Tallapoosa)	Gilmer	Kendall	Nolen
Albea	Gist	Kirkham	Oakley
Ashworth	Goodwyn	Law	Perry
Bradford	Grouby	Lee (Barbour)	Pirkle
Brannan	Hain	Locke (Choctaw)	Roberts
Broadfoot	Hanby	Locke (Perry)	Rodgers
Brown (Lee)	Hardy	Love	Speaks
Cornett	Harrison	McClendon (Chambers)	Steagall
Crook	Hawkins	McKay	Summerlin
deGraffenried	Hodges	McLendon (Bullock)	Thomas
DeSear	Huddleston	McNider	Vacca
Edwards (Jefferson)	Hunt	Merrill	

—54

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Dawkins to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 506, was lost.

Yeas 30; Nays 52.

## Yeas:

Mr. Speaker	Dement	Martin	Reynolds
Branyon	Edwards (Escambia)	Mathews	Selman
Broadfoot	Ferrell	Mathison	Shumate
Brooks	Gregory	Murphy	Simon
Brown (Lamar)	Hall	Nolen	Solomon
Burkhalter	Holliman	Oden	Taylor
Davis	Johnson (Tallapoosa)	Ramey	Wood
Dawkins	Kelly		

—30

## Nays:

Messrs.:	Dickson	Huddleston	Merrill
Adams (Jefferson)	Edwards (Jefferson)	Hunt	Nettles
Adams (Tallapoosa)	Franklin	Jenkins	Nice
Albea	Gilchrist	Johnson (Elmore)	Oakley
Ashworth	Gilmer	Kirkham	Payne
Boyd	Gist	Law	Perry
Bradford	Grouby	Lee (Barbour)	Roberts
Brannan	Hain	Locke (Choctaw)	Rodgers
Brown (Lee)	Hanby	Locke (Perry)	Speaks
Cornett	Hardy	Love	Steagall
Cox	Harrison	McKay	Thomas
Crook	Hawkins	McLendon (Bullock)	Vacca
deGraffenried	Hodges	McNider	Windle
DeSear			

—52

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Davis to suspend the rules in order to introduce a resolution was lost.

Yeas 41; Nays 49.

## Yeas:

Mr. Speaker	Ferrell	McClendon (Chambers)	Richardson
Albea	Franklin	Martin	Shumate
Bassett	Gist	Mathison	Solomon
Bradford	Goodwyn	Nettles	Speaks
Branyon	Gregory	Nolen	Steagall
Brown (Lamar)	Hall	Oakley	Stembridge
Brown (Lee)	Harvey	Oden	Summerlin
Burkhalter	Jenkins	Payne	Taylor
Davis	Johnson (Tallapoosa)	Pruitt	Windle
Edwards (Escambia)	Killough	Reynolds	Wood
Faulk			

—41

*Nays:*

Messrs.:	deGraffenried	Hodges	McLendon (Bullock)
Adams (Jefferson)	Dement	Holliman	Mathews
Adams (Tallapoosa)	DeSear	Huddleston	Merrill
Ashworth	Dickson	Hunt	Murphy
Boyd	Edwards (Jefferson)	Johnson (Elmore)	Nice
Brannan	Gilchrist	Kelly	Pirkle
Brewer	Gilmer	Law	Ramey
Broadfoot	Grouby	Lee (Barbour)	Roberts
Brooks	Hain	Locke (Choctaw)	Rodgers
Cornett	Hanby	Locke (Perry)	Simon
Cox	Hardy	Love	Stokes
Crook	Harrison	McKay	Thomas
Dawkins	Hawkins		

—49

## MOTION TO RECESS LOST

The motion of Mr. Branyon that the House recess until 2:00 o'clock this afternoon was lost.

Yeas 44; Nays 46.

*Yeas:*

Mr. Speaker	Dickson	Killough	Ramey
Bradford	Edwards (Escambia)	Love	Reynolds
Branyon	Faulk	McClendon (Chambers)	Richardson
Broadfoot	Gregory	Martin	Shumate
Brooks	Hall	Mathews	Simon
Brown (Lamar)	Harvey	Mathison	Solomon
Burkhalter	Holliman	Murphy	Steagall
Cox	Hunt	Nolen	Stembridge
Davis	Jenkins	Oden	Stokes
Dawkins	Johnson (Tallapoosa)	Payne	Taylor
Dement	Kelly	Pirkle	Windle

—44

*Nays:*

Messrs.:	deGraffenried	Hawkins	Merrill
Adams (Jefferson)	DeSear	Hodges	Nettles
Adams (Tallapoosa)	Edwards (Jefferson)	Huddleston	Nice
Albea	Franklin	Johnson (Elmore)	Oakley
Ashworth	Gilchrist	Kaul	Perry
Bassett	Gist	Kirkham	Roberts
Boyd	Goodwyn	Lee (Barbour)	Speaks
Brannan	Grouby	Locke (Choctaw)	Summerlin
Brewer	Hain	Locke (Perry)	Thomas
Brown (Lee)	Hanby	McKay	Vacca
Cornett	Hardy	McLendon (Bullock)	Wood
Crook	Harrison	McNider	

—46

## MOTION TO RECESS LOST

The motion of Mr. Summerlin that the House recess until 1:30 o'clock this afternoon was lost.

Yeas 46; Nays 47.

*Yeas:*

Mr. Speaker	Branyon	Burkhalter	Dawkins
Bassett	Brooks	Cox	Dement
Brannan	Brown (Lamar)	Davis	Dickson

Edwards (Escambia)	Johnson (Tallapoosa)	Oden	Simon
Ferrell	Kelly	Payne	Solomon
Gregory	Killough	Pirkle	Steagall
Hall	Love	Ramey	Stembridge
Hare	McClendon (Chambers)	Reynolds	Stokes
Harvey	Martin	Richardson	Summerlin
Holliman	Mathews	Selman	Taylor
Hunt	Mathison	Shumate	Windle
Jenkins	Murphy		

—46

*Nays:*

Messrs.:	deGraffenried	Hawkins	Merrill
Adams (Jefferson)	DeSear	Hodges	Nettles
Adams (Tallapoosa)	Edwards (Jefferson)	Huddleston	Nice
Albea	Franklin	Johnson (Elmore)	Nolen
Ashworth	Gilchrist	Kaul	Oakley
Boyd	Gist	Kirkham	Perry
Bradford	Goodwyn	Lee (Barbour)	Roberts
Brewer	Grouby	Locke (Choctaw)	Rodgers
Broadfoot	Hain	Locke (Perry)	Speaks
Brown (Lee)	Hanby	McKay	Thomas
Cornett	Hardy	McLendon (Bullock)	Vacca
Crook	Harrison	McNider	Wood

—47

## MOTION TO RECESS LOST

The motion of Mr. Locke (Choctaw) that the House recess until 1:00 o'clock this afternoon was lost.

Yeas 26; Nays 54.

*Yeas:*

Mr. Speaker	Ferrell	Killough	Oden
Adams (Jefferson)	Gregory	Locke (Choctaw)	Reynolds
Branyon	Hall	Love	Richardson
Brown (Lamar)	Hare	McClendon (Chambers)	Steagall
Burkhalter	Holliman	Mathews	Summerlin
Dement	Huddleston	Murphy	Taylor
Edwards (Escambia)	Johnson (Tallapoosa)		

—26

*Nays:*

Messrs.:	Dawkins	Hawkins	Nolen
Adams (Tallapoosa)	deGraffenried	Hodges	Oakley
Albea	DeSear	Hunt	Payne
Ashworth	Dickson	Jenkins	Perry
Bassett	Edwards (Jefferson)	Johnson (Elmore)	Pirkle
Boyd	Franklin	Kendall	Roberts
Bradford	Gilchrist	Lee (Barbour)	Rodgers
Brewer	Gist	Locke (Perry)	Shumate
Broadfoot	Goodwyn	McKay	Solomon
Brown (Lee)	Grouby	McLendon (Bullock)	Speaks
Cornett	Hain	McNider	Thomas
Cox	Hanby	Merrill	Vacca
Crook	Hardy	Nettles	Windle
Davis	Harrison	Nice	

—54

## MOTION TO RECESS LOST

The motion of Mr. Dawkins that the House recess until 2:30 o'clock this afternoon was lost.

Yeas 42; Nays 53.

*Yeas:*

Mr. Speaker	Dickson	Kelly	Reynolds
Bradford	Edwards (Escambia)	Killough	Richardson
Branyon	Faulk	Martin	Selman
Broadfoot	Ferrell	Mathews	Shumate
Brooks	Gregory	Mathison	Solomon
Brown (Lamar)	Hall	Murphy	Steagall
Burkhalter	Harvey	Oden	Stembridge
Cox	Holliman	Payne	Stokes
Davis	Hunt	Pirkle	Taylor
Dawkins	Jenkins	Ramey	Windle
Dement	Johnson (Tallapoosa)		

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*Nays:*

Messrs.:	Edwards (Jefferson)	Johnson (Elmore)	Merrill
Adams (Jefferson)	Franklin	Kaul	Nettles
Adams (Tallapoosa)	Gilchrist	Kendall	Nice
Albea	Gist	Kirkham	Nolen
Ashworth	Goodwyn	Law	Oakley
Bassett	Grouby	Lee (Barbour)	Perry
Boyd	Hain	Locke (Choctaw)	Roberts
Brannan	Hanby	Locke (Perry)	Rodgers
Brewer	Hardy	Love	Speaks
Brown (Lee)	Hare	McClendon (Chambers)	Summerlin
Cornett	Harrison	McKay	Thomas
Crook	Hawkins	McLendon (Bullock)	Vacca
deGraffenried	Hodges	McNider	Wood
DeSear	Huddleston		

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## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Wood to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 437, was lost.

Yeas 46; Nays 39.

*Yeas.*

Mr. Speaker	Gist	Kirkham	Ramey
Bassett	Gregory	Law	Reynolds
Bradford	Hall	Locke (Choctaw)	Richardson
Branyon	Hare	McClendon (Chambers)	Roberts
Broadfoot	Harrison	Martin	Selman
Brown (Lamar)	Harvey	Mathews	Shumate
Burkhalter	Holliman	Mathison	Solomon
Davis	Huddleston	Murphy	Steagall
Dawkins	Hunt	Oden	Stembridge
Dickson	Johnson (Tallapoosa)	Payne	Windle
Edwards (Escambia)	Kelly	Pruitt	Wood
Ferrell	Killough		

—46

*Nays:*

Messrs.:	Albea	Brannan	Cornett
Adams (Jefferson)	Ashworth	Brewer	Cox
Adams (Tallapoosa)	Boyd	Brown (Lee)	deGraffenried

DeSear	Hardy	McKay	Oakley
Edwards (Jefferson)	Hawkins	McLendon (Bullock)	Perry
Franklin	Hodges	McNider	Rodgers
Gilchrist	Johnson (Elmore)	Merrill	Speaks
Grouby	Kaul	Nettles	Summerlin
Hain	Lee (Barbour)	Nice	Thomas
Hanby	Love	Nolen	Vacca

—39

## MOTION TO RECESS LOST

The motion of Mr. Brown (Lamar) that the House recess until 2:00 o'clock this afternoon was lost.

Yeas 43; Nays 49.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kelly	Pirkle
Bassett	Faulk	Killough	Ramey
Branyon	Ferrell	McClendon (Chambers)	Reynolds
Broadfoot	Gregory	Martin	Selman
Brown (Lamar)	Hall	Mathews	Shumate
Burkhalter	Harvey	Mathison	Solomon
Cox	Hodges	Money	Steagall
Davis	Holliman	Murphy	Stembridge
Dawkins	Hunt	Nolen	Taylor
Dement	Jenkins	Oden	Windle
Dickson	Johnson (Tallapoosa)	Payne	

—43

Nays:

Messrs.:	Edwards (Jefferson)	Johnson (Elmore)	Nettles
Adams (Jefferson)	Franklin	Kaul	Nice
Adams (Tallapoosa)	Gilchrist	Kendall	Oakley
Albea	Gilmer	Kirkham	Perry
Ashworth	Gist	Law	Richardson
Boyd	Grouby	Lee (Barbour)	Roberts
Bradford	Hain	Locke (Choctaw)	Rodgers
Brannan	Hanby	Love	Speaks
Brewer	Hardy	McKay	Summerlin
Brown (Lee)	Hare	McLendon (Bullock)	Thomas
Cornett	Harrison	McNider	Vacca
Crook	Hawkins	Merrill	Wood
deGraffenried	Huddleston		

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## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Nettles to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 71, was lost.

Yeas 55; Nays 31.

Yeas:

Messrs.:	Ashworth	Brannan	Crook
Adams (Jefferson)	Bassett	Brewer	deGraffenried
Adams (Tallapoosa)	Boyd	Brown (Lee)	DeSear
Albea	Bradford	Cornett	Dickson



Edwards (Jefferson)	Harrison	Lee (Barbour)	Nolen
Franklin	Hawkins	Locke (Choctaw)	Oakley
Gilchrist	Hodges	Locke (Perry)	Perry
Gilmer	Huddleston	McClendon (Chambers)	Pruitt
Gist	Hunt	McKay	Richardson
Grouby	Johnson (Elmore)	McLendon (Bullock)	Roberts
Hain	Kaul	McNider	Speaks
Hanby	Kendall	Merrill	Steagall
Hardy	Killough	Nettles	Thomas
Hare	Law	Nice	Vacca

—55

*Nays:*

Mr. Speaker	Dement	Mathews	Selman
Branyon	Edwards (Escambia)	Mathison	Shumate
Broadfoot	Ferrell	Money	Solomon
Brown (Lamar)	Gregory	Murphy	Stembridge
Burkhalter	Hall	Oden	Stokes
Cox	Holliman	Payne	Taylor
Davis	Johnson (Tallahpoosa)	Ramey	Wood
Dawkins	Kelly	Rodgers	

—31

## MOTION TO RECESS LOST

The motion of Mr. Burkhalter that the House recess until 4:00 o'clock this afternoon was lost.

Yeas 27; Nays 55.

*Yeas:*

Mr. Speaker	Dement	Mathews	Shumate
Broadfoot	Edwards (Escambia)	Mathison	Solomon
Brown (Lamar)	Ferrell	Money	Stembridge
Burkhalter	Gregory	Murphy	Stokes
Cox	Hall	Oden	Taylor
Davis	Holliman	Reynolds	Wood
Dawkins	Jenkins	Selman	

—27

*Nays:*

Messrs.:	Edwards (Jefferson)	Hunt	Nettles
Adams (Tallahpoosa)	Franklin	Johnson (Elmore)	Nice
Albea	Gilchrist	Johnson (Tallahpoosa)	Nolen
Ashworth	Gilmer	Kaul	Oakley
Boyd	Gist	Kirkham	Payne
Bradford	Grouby	Law	Perry
Brannan	Hain	Lee (Barbour)	Ramey
Brewer	Hanby	Locke (Choctaw)	Richardson
Brown (Lee)	Hardy	Locke (Perry)	Roberts
Cornett	Hare	McClendon (Chambers)	Rodgers
Crook	Harrison	McKay	Speaks
deGraffenried	Hawkins	McLendon (Bullock)	Steagall
DeSear	Hodges	McNider	Thomas
Dickson	Huddleston	Merrill	Vacca

—55

## RECESS

On motion of Mr. Stokes the House recessed until 2:00 o'clock this afternoon.

Yeas 50 Nays 42.

*Yeas:*

Mr. Speaker	Edwards (Escambia)	Killough	Ramey
Bassett	Faulk	Locke (Perry)	Reynolds
Bradford	Franklin	McClendon (Chambers)	Selman
Branyon	Gregory	Martin	Shumate
Broadfoot	Hall	Mathews	Simon
Brown (Lamar)	Hare	Mathison	Solomon
Burkhalter	Harvey	Money	Steagall
Cox	Hodges	Murphy	Stembridge
Davis	Holliman	Oden	Stokes
Dawkins	Hunt	Payne	Taylor
Dement	Jenkins	Pirkle	Windle
DeSear	Johnson (Tallapoosa)	Pruitt	Wood
Dickson	Kelly		

—50

*Nays:*

Messrs.:	Edwards (Jefferson)	Huddleston	Nice
Adams (Jefferson)	Gilchrist	Johnson (Elmore)	Nolen
Adams (Tallapoosa)	Gilmer	Kaul	Oakley
Ashworth	Gist	Law	Perry
Boyd	Goodwyn	Lee (Barbour)	Richardson
Brannan	Grouby	Locke (Choctaw)	Roberts
Brewer	Hain	McKay	Rodgers
Brown (Lee)	Hanby	McLendon (Bullock)	Speaks
Cornett	Hardy	McNider	Thomas
Crook	Harrison	Merrill	Vacca
deGraffenried	Hawkins	Nettles	

—42.

## AFTERNOON SESSION

The hour of 2:00 o'clock P.M. having arrived, the House reconvened.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 49. Proposing an amendment to the Constitution of Alabama: To authorize the several school districts of Colbert County to levy and collect a special school tax of fifty cents on each one hundred dollars worth of taxable property.

Also:

H. 96. Proposing an amendment to the Constitution relative to Lauderdale County.

Also:

H. 380. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Tuscumbia in Colbert County, Alabama.

Also:

H. 382. To allow the Sheriff of DeKalb County, Alabama two additional deputy sheriffs to those now provided by law, and to authorize the DeKalb County Commission to pay the salaries of same; to fix the salaries of said deputies and to make same payable out of the general funds of DeKalb County in monthly installments; to authorize the Sheriff's supervision and control of said deputies, and to provide for the appointment of same.

Also:

H. 388. Levying in Hale County, Alabama, additional special privilege or license taxes and excise taxes equalling thirty-three and one-third percentum of, and otherwise paralleling with like provisions in Hale County, such State taxes as are levied by the State of Alabama by Sections 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama and amendments thereto, except that only thirty-three and one-third percentum of the State Levy is hereby made and is to be collected hereunder in Hale County and providing for the collection thereof and providing that all such revenue arising from the levy herein made shall be used exclusively and solely for acquiring, providing or constructing school houses and related buildings necessary or convenient for public school purposes, and equipping, furnishing, or replacing any such building and acquiring sites therefor or other capital outlay purposes for public schools within Hale County, Alabama.

Also:

H. 391. To authorize and direct the Board of Education of Houston County to determine and fix the annual salary to be paid the Superintendent of Education, commencing at the beginning of the next term of office.

Also:

H. 394. Relating to Limestone County: To levy additional special privilege or license taxes and excise taxes paralleling, with like provisions in the county, such state taxes as are levied by the State of Alabama by Section 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51, Code of Alabama (1940), and amendments and additions thereto, in an amount equal to thirty-three and one-third per cent of the state levy; providing for the enforcement and collection of the tax and the distribution of the proceeds thereof; and prescribing the purposes for which such proceeds may be used.

Also:

H. 395. Relating to Limestone County: To amend Act No. 69, S. 262, approved June 14, 1949 (Acts of Alabama, 1949, p. 91), entitled "An Act Relating to Limestone County: To fix the compensation of the Chairman of the Board of Revenue of Limestone County."

Also:

H. 396. Relating to Limestone County: To amend further Act No. 120, S. 210, approved July 17, 1947 (Local Acts of Alabama, 1947, p. 78), entitled "An Act To change the method of compensating the Tax Collector of Limestone County, placing such officer on a salary basis, and providing for the administration of his office on that basis."

Also:

H. 397. Relating to Limestone County: To amend further Act No. 355, H. 757, approved August 17, 1953 (Acts of Alabama, 1953, p. 423), entitled "An Act Relating to Limestone County: To fix the compensation of the Sheriff of Limestone County and to provide for deputy sheriffs and the compensation thereof, to provide for the feeding of prisoners in Limestone County and regulating the operation of the office of the Sheriff of Limestone County, Alabama, and to repeal all laws in conflict herewith and to provide for the effective date of this act."

Also:

H. 398. To change the name of the armory located at Athens, Limestone County, Alabama, from "Fort Shelby Fletcher" to "Fort James G. Dement."

Also:

H. 399. Relating to Limestone County: To amend further Act No. 201, H. 605, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 120), entitled "An Act To change the method of compensating the Judge of Probate of Limestone County, placing such officer on a salary, and providing clerks for his office."

Also:

H. 400. Relating to Limestone County: To amend further Act No. 95, H. 395, approved July 7, 1947 (Local Acts of Alabama, 1947, p. 67), entitled "An Act To change the method of compensating the Tax Assessor of Limestone County, placing such officer on a salary, and providing for the administration of his office on a salary basis."

Also:

H. 401. Relating to Limestone County: To amend Act No. 354, H. 756, approved August 17, 1953 (Acts of Alabama, 1953, p. 422), entitled "An Act Relating to Limestone County: To fix the compensation of the members of the Board of Revenue of Limestone County, Alabama, other than the Chairman; to provide that the effective date of this act shall be the first Monday after the second Tuesday in January, 1955, and to repeal all laws or parts of laws in conflict herewith."

Also:

H. 403. Relating to Limestone County: To fix a minimum salary for school bus drivers employed by the county board of education or the city board of education of any city within the county.

Also:

H. 404. To designate the bridge which crosses the Elk River at Elk River Mills, in Limestone County, as "The Grisham Bridge," and to authorize and require the governing body of Limestone County to place certain plaques or markers thereon.

Also:

H. 405. To provide for the holding of workshops for the science teachers in the public schools within Limestone County.

Also:

H. 407. Relating to Marengo County: To amend Section 3 Act No. 198 S. 436 approved July 8, 1949 (Acts of Alabama, Regular Session, 1949, page 229), entitled "An Act to prescribe new, extra and additional duties of the County Supt. of Education of Marengo County, Alabama; to provide additional compensation for the performance of such new, extra and additional duties."

Also:

H. 424. For the relief of Mrs. Vera D. Moore of Perry County; authorizing the court of county commissioners, board of revenue, or like governing body of Perry County to compensate the said Mrs. Moore for property damages incurred under such circumstances that said county is morally and justly obligated to pay the same.

Also:

H. 402. Relating to Limestone County: To amend further Act No. 200, H. 604, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 119), entitled "An Act To consolidate and combine the officers of Circuit Clerk, Register of the Circuit Court, Clerk of the Limestone County Court, and Register of the Limestone County Court of Limestone County; and to provide for the election, term of office and the compensation of a Circuit Clerk of Limestone County, and for an assistant clerk and his compensation."

Also:

H. 425. For the relief of Samuel S. Lee of Talladega County; authorizing the court of county commissioners, board of revenue or like governing body of Talladega County to make an appropriation from the county treasury to compensate Samuel S. Lee for certain damages incurred.

Also:

H. 427. To change the basis of compensating the coroner of Tallapoosa County, placing such officer on a salary to be paid out of the general fund of the county.

Also:

H. 428. Relating to Tallapoosa County; prescribing the salary of the county treasurer of Tallapoosa County, and providing for the manner of payment thereof.

Also:

H. 429. To amend Act No. 337, H. B. 480, approved September 20, 1923 (Local Acts of 1923, pp. 229-231) entitled, "An Act To enlarge and extend the jurisdiction of the Circuit Court of Tallapoosa County, Alabama, at Alexander City, in said County, and to provide for the holding of regular terms of said Court." as amended.

J. E. SPEIGHT,  
Secretary.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Joint Resolution, your signature thereto is requested:

S. J. R. 30. Authorizing and empowering the Trustees of Alabama Polytechnic Institute to name and designate four of the twelve dormitories for women on the campus.

J. E. SPEIGHT,  
Secretary.

#### SIGNING OF SENATE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Joint Resolution, the title to which is set out in the above and foregoing Message from the Senate.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

S. J. R. 32. By Mr. Moses: BE IT RESOLVED by the Senate, the House concurring, that Senate Joint Resolution No. 30 be known and designated as the "Moses-Summerlin Resolution."

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Summerlin the rules were suspended and the House concurred in and adopted the S. J. R. 32 set out in the above and foregoing Message from the Senate.

Yeas 76; Nays 1.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Pirkle
Adams (Jefferson)	Faulk	Kendall	Pruitt
Adams (Tallapoosa)	Ferrell	Killough	Ramey
Albea	Franklin	Kirkham	Reynolds
Ashworth	Gilchrist	Locke (Choctaw)	Richardson
Boyd	Gilmer	Locke (Perry)	Roberts
Bradford	Gist	McClendon (Chambers)	Selman
Branyon	Goodwyn	McKay	Simon
Brooks	Grouby	McLendon (Bullock)	Solomon
Brown (Lamar)	Hain	McNider	Speaks
Brown (Lee)	Hall	Martin	Steagall
Burkhalter	Hanby	Merrill	Stembridge
Cornett	Hardy	Money	Stokes
Crook	Harrison	Murphy	Summerlin
Davis	Harvey	Nettles	Taylor
deGraffenried	Hawkins	Nolen	Thomas
DeSear	Holliman	Oakley	Vacca
Dickson	Hunt	Payne	Windle
Edwards (Escambia)	Jenkins	Perry	Wood

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Nay: Mr. Rogers

—1

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

S. J. R. 33. By Messrs. Shelton, Yarbrough (Autauga), Hall, Roberts, Smith, Davis (Pickens), Bradford, Tate, Grisham, Cantrell, Leonard, Dyar, Allen, Reeves, Calvin, Little, Skidmore, Yarbrough (Randolph), Moses, Boutwell, James, Goodwin, Flowers, Givhan, Davis (Lowndes), Cooper, Van Antwerp, Jones and Lamberth: BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the authorities in charge of the capitol grounds are hereby requested to devise and establish an effective system to assure the members of the Legislature of parking spaces on such grounds; that

the responsibility for enforcing such system be placed on the Chief of the Service Division, of the State Department of Finance; and that he see to it that on legislative days and committee days there are a sufficient number of parking spaces reserved to provide one space on the capitol grounds for each member of the Legislature.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

The motion of Mr. Dawkins to suspend the rules in order to bring up for immediate consideration the S. J. R. 33 set out in the above and foregoing Message from the Senate was lost.

Yeas 50; Nays 23.

## Yeas:

Messrs.:	Franklin	Kirkham	Pirkle
Adams (Jefferson)	Gilmer	Lee (Barbour)	Pruitt
Albea	Goodwyn	Locke (Choctaw)	Ramey
Ashworth	Hanby	Locke (Perry)	Richardson
Boyd	Hardy	Love	Roberts
Bradford	Harrison	McClendon (Chambers)	Rodgers
Branyon	Harvey	McLendon (Bullock)	Solomon
Brown (Lamar)	Holliman	McNider	Speaks
Brown (Lee)	Huddleston	Mathews	Taylor
Crook	Hunt	Mathison	Thomas
Davis	Jenkins	Merrill	Vacca
DeSear	Johnson (Tallapoosa)	Murphy	Windle
Dickson	Killough	Oden	

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## Nays:

Mr. Speaker	Edwards (Escambia)	Hare	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Hawkins	Perry
Brannan	Ferrell	Money	Simon
Cornett	Grouby	Nettles	Summerlin
Dawkins	Hain	Nice	Wood
deGraffenried	Hall	Nolen	

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And said resolution S. J. R. 33 was read and referred to the Standing Committee on Rules.

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Broadfoot to suspend the rules in order to introduce a resolution was adopted.

Yeas 78; Nays 0.

## Yeas:

Mr. Speaker	Brown (Lee)	Ferrell	Harvey
Adams (Jefferson)	Burkhalter	Franklin	Hawkins
Adams (Tallapoosa)	Cornett	Gilchrist	Holliman
Albea	Crook	Gist	Huddleston
Ashworth	Davis	Goodwyn	Jenkins
Boyd	Dawkins	Grouby	Johnson (Elmore)
Bradford	deGraffenried	Hall	Johnson (Tallapoosa)
Branyon	Dickson	Hanby	Kendall
Brewer	Edwards (Escambia)	Hardy	Killough
Brooks	Edwards (Jefferson)	Hare	Kirkham
Brown (Lamar)	Faulk	Harrison	Locke (Choctaw)

Love	Nettles	Ramey	Steagall
McClendon (Chambers)	Nice	Reynolds	Stembridge
McLendon (Butlock)	Nolen	Richardson	Summerlin
McNider	Oakley	Rodgers	Taylor
Mathews	Oden	Selman	Thomas
Mathison	Payne	Shumate	Vacca
Merrill	Perry	Simon	Windle
Money	Pirkle	Speaks	Wood
Murphy	Pruitt		

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## RESOLUTION

The following resolution was introduced:

H. J. R. 31. By Messrs. Broadfoot and Reynolds.

Whereas the members of the Legislature have learned of the birth, on Saturday, June 8, 1957, of Miss Ann Louise Roberts, the daughter of our esteemed colleague, Rcscoe Roberts; and

Whereas the members of the Legislature, judging from the productivity of our colleague, now understand why the City of Huntsville has the reputation of being the fastest growing city in Alabama; and

Whereas the members of the Legislature desire to congratulate our esteemed colleague from the City of Huntsville upon the birth of his daughter and to commend him for his noteworthy contribution to the growth of said city now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the members of the Legislature do hereby extend their warmest congratulations to Representative Roscoe Roberts, upon the birth of his daughter, Ann Louise Roberts, and do extend their best wishes for health and happiness to this young lady, to her charming mother, and to our colleague, Representative Roberts.

On motion of Mr. Broadfoot the rules were suspended and H. J. R. 31 was adopted.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Lee (Barbour)	Perry
Adams (Jefferson)	Franklin	Locke (Choctaw)	Pirkle
Adams (Tallapoosa)	Gilchrist	Locke (Perry)	Pruitt
Albea	Gist	Love	Ramey
Ashworth	Goodwyn	McClendon (Chambers)	Reynolds
Bradford	Grouby	McKay	Richardson
Branyon	Hall	McLendon (Butlock)	Rodgers
Brewer	Hanby	McNider	Selman
Broadfoot	Hardy	Mathews	Shumate
Brooks	Hare	Mathison	Simon
Brown (Lamar)	Harrison	Merrill	Solomon
Brown (Lee)	Harvey	Money	Speaks
Burkhalter	Hawkins	Murphy	Steagall
Cornett	Holliman	Nettles	Stembridge
Davis	Huddleston	Nice	Taylor
deGraffenried	Jenkins	Nolen	Thomas
DeSear	Johnson (Elmore)	Oakley	Vacca
Dickson	Johnson (Tallapoosa)	Oden	Windle
Edwards (Escambia)	Killough	Payne	Wood
Edwards (Jefferson)	Kirkham		

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## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Steagall to suspend the rules in order to introduce a resolution was adopted.

Yeas 77; Nays 0.

## Yeas:

Mr. Speaker	Franklin	Lee (Barbour)	Pirkle
Adams (Jefferson)	Gist	Locke (Choctaw)	Pruitt
Albea	Grouby	Locke (Perry)	Ramey
Ashworth	Hain	Love	Reynolds
Bradford	Hall	McClendon (Chambers)	Richardson
Branyon	Haltom	McKay	Roberts
Brooks	Hanby	McLendon (Bullock)	Rodgers
Brown (Lamar)	Hardy	McNider	Selman
Brown (Lee)	Hare	Martin	Shumate
Burkhalter	Harrison	Mathews	Simon
Davis	Harvey	Mathison	Solomon
Dawkins	Holliman	Merrill	Speaks
deGraffenried	Huddleston	Murphy	Steagall
Dement	Hunt	Nettles	Stembridge
DeSear	Jenkins	Nice	Taylor
Dickson	Johnson (Elmore)	Nolen	Thomas
Edwards (Escambia)	Johnson (Tallapoosa)	Oakley	Vacca
Edwards (Jefferson)	Killough	Payne	Windle
Faulk	Kirkham	Perry	Wood
Ferrell			

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## RESOLUTION

The following resolution was introduced:

H. J. R. 32. By Messrs. Steagall, Lackey, Nice, Adams (Jefferson), Vacca, Edwards (Jefferson) and Perry.

Whereas Major Waldo Emerson Ard, of Ozark, retired army officer and close student of government and the Bible, represented Dale County in the House of Representatives of the Legislature of Alabama, during the Sparks administration; and

Whereas Major Ard had a distinguished career as a soldier, having been decorated for valor in World War I, and was an officer and active supporter of the National Guard of this State; and

Whereas Major Ard represented the people of his county and State faithfully and well during his term as a member of the House; and

Whereas the Legislature notes with deep regret the recent passing of this distinguished citizen of our State; now therefore, BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the members of the Legislature deeply mourn the passing of Major Waldo Emerson Ard, and express their most heartfelt sympathy to the surviving members of his family.

Be it resolved, further, that a copy of this resolution be spread upon the journal of the House of Representatives, and that a copy hereof be transmitted by the Clerk of the House to the bereaved widow, Mrs. Sue Kolb Ard.

On motion of Mr. Steagall the rules were suspended and H. J. R. 32 was adopted.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Franklin	Lee (Barbour)	Pirkle
Adams (Jefferson)	Gist	Locke (Choctaw)	Pruitt
Albea	Grouby	Locke (Perry)	Ramey
Ashworth	Hain	Love	Reynolds
Bradford	Hall	McClendon (Chambers)	Richardson
Branyon	Haltom	McKay	Roberts
Brooks	Hanby	McLendon (Bullock)	Rodgers
Brown (Lamar)	Hardy	McNider	Selman
Brown (Lee)	Hare	Martin	Shumate
Burkhalter	Harrison	Mathews	Simon
Davis	Harvey	Mathison	Solomon
Dawkins	Holliman	Merrill	Speaks
deGraffenried	Huddleston	Murphy	Steagall
Dement	Hunt	Nettles	Stembridge
DeSear	Jenkins	Nice	Taylor
Dickson	Johnson (Elmore)	Nolen	Thomas
Edwards (Escambia)	Johnson (Tallapoosa)	Oakley	Vacca
Edwards (Jefferson)	Killough	Payne	Windle
Faulk	Kirkham	Perry	Wood
Ferrell			

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#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Lee (Barbour) to suspend the rules in order to introduce a resolution was adopted.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	Franklin	Johnson (Tallapoosa)	Perry
Adams (Jefferson)	Gilchrist	Kendall	Pirkle
Adams (Tallapoosa)	Gilmer	Killough	Pruitt
Albea	Gist	Kirkham	Ramey
Ashworth	Goodwyn	Law	Reynolds
Bradford	Grouby	Lee (Barbour)	Richardson
Brannan	Hall	Locke (Choctaw)	Roberts
Broadfoot	Haltom	Love	Rodgers
Brooks	Hanby	McClendon (Chambers)	Selman
Brown (Lee)	Hardy	McKay	Shumate
Burkhalter	Hare	McLendon (Bullock)	Speaks
Cornett	Harrison	McNider	Steagall
Crook	Harvey	Martin	Stembridge
Davis	Hawkins	Mathews	Summerlin
Dawkins	Hodges	Mathison	Taylor
DeSear	Holliman	Merrill	Thomas
Edwards (Escambia)	Huddleston	Nettles	Vacca
Edwards (Jefferson)	Hunt	Nolen	Windle
Faulk	Jenkins	Oakley	Wood
Ferrell	Johnson (Elmore)	Payne	

—79

#### RESOLUTION

The following resolution was introduced:

H. J. R. 33. By Mr. Lee (Barbour).

Whereas the role of the Supreme Court in the government of the United States is to interpret and apply the Constitution and laws of the United States as written by the people's representatives; and

Whereas there have been established, through the years, orderly processes for the administration of the judicial function, which processes have enabled attorneys and other persons to determine with reasonable certainty the law of the land and to govern their affairs accordingly; and

Whereas the establishment of such processes has enabled this nation to found its government on the rule of law, duly enacted by the people's representatives, rather than on the arbitrary powers of men; and

Whereas the Supreme Court of the United States has displayed recently a deplorable tendency to decide cases not on the orderly basis of precedent and the rule of **stare decisis**, but on the basis of social ideologies not expressed or envisaged in the Constitution or laws of this nation; and

Whereas the Supreme Court of the United States, in abandoning the concept of the rule of law and basing its opinions on social texts written, in some instances, by persons who are not Americans or familiar with its legal, political, and social institutions, has caused much confusion in the law, and has been directly responsible for much of the racial tension evident in the country today; and

Whereas the Supreme Court of the United States in its decisions in the Jencks Case, under which the files of the Federal Bureau of Investigation may be turned directly over to the defense attorneys, and in the case decided only yesterday, in which the Court freed five Communist leaders convicted under the Smith Act and ordered new trials for nine other such Communist leaders, has opened our nation's secrets to the view of Communists and has rendered our nation almost helpless to combat the evil machinations of Communists and Communist sympathizers; now therefore,

**BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:**

That the Legislature of Alabama deploras the recent tendency of the Supreme Court of the United States to base its decisions solely, apparently, on the private views of its members, for in so doing the Court subverts the rule of law, and has caused immeasurable confusion in the law, has precipitated much tension and unrest among our people, and has damaged severely the security of our nation; and that the Legislature of Alabama does hereby urge the members of the Supreme Court of the United States to reverse this tendency and to restore the rule of law to this nation.

Be it further resolved that the Clerk of the House transmit a copy of this resolution to the Supreme Court of the United States.

On motion of Mr. Lee (Barbour) the rules were suspended and H. J. R. 33 was adopted.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Branyon	Davis	Franklin
Adams (Jefferson)	Brewer	deGraffenried	Gilchrist
Adams (Tallapoosa)	Broadfoot	DeSear	Gilmer
Albea	Brooks	Edwards (Escambia)	Gist
Ashworth	Brown (Lee)	Edwards (Jefferson)	Goodwyn
Bradford	Cornett	Faulk	Grouby
Brannan	Crook	Ferrell	Hall

Haltom	Kaul	Martin	Rodgers
Hanby	Kendall	Mathison	Shumate
Hardy	Killough	Merrill	Speaks
Hare	Kirkham	Nettles	Steagall
Harrison	Lackey	Nolen	Stembridge
Harvey	Law	Oakley	Stokes
Hawkins	Lee (Barbour)	Perry	Summerlin
Hodges	Locke (Choctaw)	Pirkle	Taylor
Holliman	Locke (Perry)	Pruitt	Thomas
Huddleston	Love	Ramey	Vacca
Hunt	McClendon (Chambers)	Reynolds	Windle
Jenkins	McKay	Richardson	Wood
Johnson (Elmore)	McLendon (Bullock)	Roberts	
Johnson (Tallapoosa)	McNider		

—82

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Martin to suspend the rules in order to introduce a resolution was lost.

Yeas 50; Nays 19.

## Yeas:

Mr. Speaker	Haltom	Locke (Perry)	Selman
Albea	Hare	McClendon (Chambers)	Shumate
Branyon	Harrison	Martin	Simon
Brooks	Harvey	Mathison	Solomon
Brown (Lamar)	Hodges	Merrill	Speaks
Davis	Holliman	Murphy	Steagall
Dawkins	Jenkins	Oden	Stembridge
Dement	Johnson (Tallapoosa)	Pruitt	Stokes
DeSear	Kendall	Ramey	Taylor
Dickson	Killough	Reynolds	Vacca
Ferrell	Kirkham	Richardson	Windle
Grouby	Lackey	Rodgers	Wood
Hall	Locke (Choctaw)		

—50

## Nays:

Messrs.:	Broadfoot	Goodwyn	McNider
Ashworth	Cornett	Hain	Nettles
Bradford	Crook	Hawkins	Nolen
Brannan	deGraffenried	Love	Oakley
Brewer	Edwards (Escambia)	McLendon (Bullock)	Perry

—19

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Martin to suspend the rules in order to introduce a resolution was lost.

Yeas 42; Nays 32.

## Yeas:

Mr. Speaker	Ferrell	Harrison	Locke (Perry)
Adams (Jefferson)	Franklin	Harvey	McClendon (Chambers)
Branyon	Gilmer	Holliman	Martin
Brown (Lamar)	Gist	Jenkins	Mathews
Crook	Hall	Johnson (Tallapoosa)	Mathison
Davis	Haltom	Kendall	Merrill
Dawkins	Hanby	Kirkham	Murphy
DeSear	Hare	Locke (Choctaw)	Nice

Pruitt	Rodgers	Simon	Vacca	
Ramey	Selman	Stokes	Windle	
Richardson	Shumate			—42

Nays:

Messrs.:	deGraffenried	Hawkins	Oakley	
Albea	Dickson	Hodges	Perry	
Ashworth	Edwards (Escambia)	Love	Pirkle	
Boyd	Faulk	McLendon (Bullock)	Roberts	
Bradford	Gilchrist	McNider	Solomon	
Brewer	Goodwyn	Money	Summerlin	
Broadfoot	Grouby	Nettles	Taylor	
Brooks	Hain	Nolen	Thomas	
Cornett				—32

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Martin to suspend the rules in order to introduce a resolution was lost.

Yeas 52; Nays 33.

Yeas:

Mr. Speaker	Ferrell	Kendall	Oden	
Adams (Jefferson)	Gist	Killough	Pruitt	
Adams (Tallapoosa)	Gregory	Kirkham	Ramey	
Albea	Hall	Lackey	Reynolds	
Bassett	Haltom	Locke (Choctaw)	Richardson	
Brannan	Hanby	Locke (Perry)	Selman	
Branyon	Hare	McClendon (Chambers)	Shumate	
Brown (Lamar)	Harrison	Martin	Simon	
Davis	Harvey	Mathews	Stokes	
Dawkins	Hodges	Mathison	Taylor	
Dement	Holliman	Merrill	Vacca	
DeSear	Jenkins	Money	Windle	
Dickson	Johnson (Tallapoosa)	Murphy	Wood	
				—52

Nays:

Messrs.:	Crook	Hawkins	Nolen	
Ashworth	Edwards (Escambia)	Hunt	Oakley	
Boyd	Faulk	Love	Payne	
Bradford	Franklin	McKay	Perry	
Brewer	Gilchrist	McLendon (Bullock)	Pirkle	
Broadfoot	Goodwyn	McNider	Solomon	
Brooks	Grouby	Nettles	Summerlin	
Cornett	Hain	Nice	Thomas	
Cox	Hardy			—33

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Martin to suspend the rules in order to introduce a resolution was lost.

Yeas 49; Nays 36.

Yeas:

Mr. Speaker	Brown (Lamar)	Ferrell	Hanby
Adams (Jefferson)	Davis	Gist	Harrison
Adams (Tallapoosa)	Dawkins	Gregory	Harvey
Albea	Dement	Hall	Hodges
Branyon	DeSear	Haltom	Holliman

Jenkins	McClendon (Chambers)	Oden	Shumate
Johnson (Tallapoosa)	Martin	Perry	Simon
Kelly	Mathews	Pruitt	Stokes
Kendall	Mathison	Ramey	Taylor
Killough	Merrill	Reynolds	Vacca
Kirkham	Money	Richardson	Windle
Locke (Choctaw)	Murphy	Selman	Wood
Locke (Perry)			

—49

*Nays:*

Messrs.:	Crook	Grouby	Nettles
Ashworth	Dickson	Hardy	Nice
Bassett	Edwards (Escambia)	Hare	Nolen
Boyd	Edwards (Jefferson)	Hawkins	Oakley
Bradford	Faulk	Kaul	Payne
Brewer	Franklin	Love	Pirkle
Broadfoot	Gilchrist	McKay	Solomon
Brooks	Gilmer	McLendon (Bullock)	Summerlin
Cornett	Goodwyn	McNider	Thomas
Cox			

—36

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Martin to suspend the rules in order to introduce a resolution was lost.

Yeas 48; Nays 38.

*Yeas:*

Mr. Speaker	Gregory	McNider	Rodgers
Adams (Jefferson)	Hall	Martin	Selman
Albea	Haltom	Mathews	Shumate
Bassett	Hanby	Mathison	Simon
Branyon	Holliman	Merrill	Steagall
Brown (Lamar)	Jenkins	Money	Stembridge
Davis	Johnson (Tallapoosa)	Murphy	Stokes
Dawkins	Kelly	Oden	Taylor
Dement	Killough	Pruitt	Thomas
DeSear	Kirkham	Ramey	Tyson
Ferrell	Locke (Choctaw)	Reynolds	Vacca
Gist	McClendon (Chambers)	Richardson	Windle

—48

*Nays:*

Messrs.:	Dickson	Hare	Nolen
Ashworth	Edwards (Escambia)	Harrison	Oakley
Boyd	Edwards (Jefferson)	Hodges	Payne
Bradford	Faulk	Kaul	Perry
Brewer	Franklin	Kendall	Pirkle
Broadfoot	Gilmer	Love	Roberts
Brooks	Goodwyn	McKay	Solomon
Cornett	Grouby	McLendon (Bullock)	Summerlin
Cox	Hain	Nettles	Wood
Crook	Hardy	Nice	

—38

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Martin to suspend the rules in order to introduce a resolution was lost.

Yeas 47; Nays 38.

*Yeas:*

Mr. Speaker	Ferrell	Killough	Ramey
Adams (Jefferson)	Gist	Kirkham	Reynolds
Adams (Tallapoosa)	Hall	Lackey	Richardson
Bassett	Haltom	Locke (Choctaw)	Rodgers
Branyon	Hanby	McClendon (Chambers)	Selman
Brewer	Hare	Martin	Shumate
Brown (Lamar)	Harvey	Mathison	Simon
Brown (Lee)	Holliman	Merrill	Steagall
Davis	Jenkins	Money	Stembridge
Dawkins	Johnson (Tallapoosa)	Murphy	Taylor
Dement	Kelly	Oden	Windle
Edwards (Jefferson)	Kendall	Pruitt	

—47

*Nays:*

Messrs.:	DeSear	Hardy	Nolen
Albea	Dickson	Hodges	Oakley
Ashworth	Edwards (Escambia)	Hunt	Payne
Boyd	Faulk	Kaul	Perry
Bradford	Franklin	Love	Pirkle
Broadfoot	Gilmer	McKay	Solomon
Brooks	Goodwyn	McLendon (Bullock)	Stokes
Cornett	Gregory	McNider	Thomas
Cox	Grouby	Nettles	Wood
Crook	Hain	Nice	

—38

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Martin to suspend the rules in order to introduce a resolution was lost.

Yeas 49; Nays 30.

*Yeas:*

Mr. Speaker	Hain	Killough	Reynolds
Adams (Jefferson)	Hall	Kirkham	Richardson
Albea	Haltom	Locke (Choctaw)	Rodgers
Branyon	Hanby	McClendon (Chambers)	Selman
Brewer	Hare	Martin	Shumate
Brown (Lamar)	Harvey	Mathison	Simon
Brown (Lee)	Hawkins	Merrill	Steagall
Davis	Hunt	Money	Stembridge
Dawkins	Jenkins	Murphy	Taylor
Dement	Johnson (Tallapoosa)	Oden	Thomas
Ferrell	Kelly	Pruitt	Vacca
Gilmer	Kendall	Ramey	Windle
Gist			

—49

*Nays:*

Messrs.:	Crook	Hardy	Nettles
Ashworth	DeSear	Harrison	Nice
Boyd	Edwards (Jefferson)	Hodges	Nolen
Bradford	Faulk	Kaul	Oakley
Broadfoot	Franklin	Love	Payne
Brooks	Goodwyn	McKay	Perry
Cornett	Gregory	McLendon (Bullock)	Stokes
Cox	Grouby	McNider	

—30

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Martin to suspend the rules in order to introduce a resolution was lost.

Yeas 49; Nays 31.

*Yeas:*

Mr. Speaker	Haltom	Locke (Choctaw)	Richardson
Adams (Jefferson)	Hare	McClendon (Chambers)	Rodgers
Albea	Harvey	Martin	Selman
Branyon	Huddleston	Mathews	Shumate
Brown (Lamar)	Hunt	Mathison	Simon
Brown (Lee)	Jenkins	Merrill	Speaks
Davis	Johnson (Tallapoosa)	Money	Steagall
Dawkins	Kendall	Murphy	Stembridge
Dement	Killough	Oden	Taylor
Ferrell	Kirkham	Pirkle	Thomas
Gist	Lackey	Pruitt	Windle
Gregory	Lee (Barbour)	Ramey	Wood
Hall			

—49

*Nays:*

Messrs.:	Cox	Grouby	McNider
Ashworth	Crook	Hain	Nettles
Boyd	DeSear	Hardy	Nolen
Bradford	Edwards (Jefferson)	Hodges	Oakley
Brewer	Faulk	Kaul	Payne
Broadfoot	Franklin	Love	Perry
Brooks	Gilmer	McKay	Stokes
Cornett	Goodwyn	McLendon (Bullock)	Summerlin

—31

READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

MOTION TO SUSPEND RULES LOST

The motion of Mr. Martin to suspend the rules in order to introduce a resolution was lost.

Yeas 38; Nays 24.

*Yeas:*

Mr. Speaker	Gist	Kendall	Oden
Adams (Jefferson)	Gregory	Killough	Pruitt
Albea	Hall	Kirkham	Ramey
Brannan	Haltom	McClendon (Chambers)	Richardson
Branyon	Hare	Martin	Selman
Brown (Lamar)	Harvey	Mathison	Shumate
Brown (Lee)	Huddleston	Merrill	Simon
Davis	Hunt	Murphy	Stokes
Dawkins	Jenkins	Nice	Windle
Dement	Johnson (Tallapoosa)		

—38

*Nays:*

Messrs.:	DeSear	Grouby	McLendon (Bullock)
Ashworth	Dickson	Hawkins	Nettles
Bradford	Edwards (Jefferson)	Hodges	Nolen
Broadfoot	Faulk	Kaul	Oakley
Cornett	Franklin	Love	Payne
Cox	Goodwyn	McKay	Perry
Crook			

—24



## MOTION TO SUSPEND RULES LOST

The motion of Mr. Wood to suspend the rules in order to take up for immediate consideration the third reading of bill, H. 437, was lost.

Yeas 58; Nays 18.

## Yeas:

Mr. Speaker	Gregory	Killough	Oden
Adams (Jefferson)	Grouby	Kirkham	Pruitt
Bassett	Hall	Lackey	Ramey
Bradford	Haltom	Locke (Choctaw)	Richardson
Branyon	Hare	Locke (Perry)	Roberts
Broadfoot	Harrison	McClendon (Chambers)	Selman
Brooks	Harvey	McNider	Shumate
Brown (Lamar)	Hodges	Martin	Simon
Brown (Lee)	Holliman	Mathews	Solomon
Burkhalter	Huddleston	Mathison	Speaks
Davis	Hunt	Merrill	Steagall
Dawkins	Jenkins	Money	Stokes
Dement	Johnson (Tallapoosa)	Murphy	Windle
Dickson	Kelly	Nolen	Wood
Ferrell	Kendall		

—58

## Nays:

Messrs.:	Crook	Johnson (Elmore)	Oakley
Albea	DeSear	Kaul	Perry
Ashworth	Edwards (Jefferson)	McKay	Thomas
Cornett	Franklin	McLendon (Bullock)	Vacca
Cox	Hawkins	Nice	

—18

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Martin to suspend the rules in order to introduce a resolution was lost.

Yeas 37; Nays 20.

## Yeas:

Mr. Speaker	Haltom	Kirkham	Ramey
Adams (Jefferson)	Hare	Locke (Choctaw)	Richardson
Albea	Harvey	McClendon (Chambers)	Selman
Branyon	Holliman	Martin	Shumate
Brooks	Huddleston	Mathews	Simon
Brown (Lamar)	Jenkins	Merrill	Stembridge
Burkhalter	Johnson (Tallapoosa)	Money	Stokes
Dement	Kendall	Murphy	Vacca
Gregory	Killough	Oden	Windle
Hall			

—37

## Nays:

Messrs.:	Crook	Grouby	McKay
Ashworth	DeSear	Harrison	McLendon (Bullock)
Bassett	Dickson	Hodges	Nolen
Boyd	Faulk	Law	Payne
Broadfoot	Goodwyn	Love	Perry
Cox			

—20

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Kirkham to suspend the rules in order to introduce a local bill was lost.

Yeas 49; Nays 30.

## Yeas:

Mr. Speaker	Gregory	Kelly	Nolen
Bassett	Grouby	Killough	Oden
Bradford	Hall	Kirkham	Roberts
Brannan	Haltom	Lackey	Selman
Branyon	Hare	Locke (Choctaw)	Shumate
Brown (Lamar)	Harvey	Love	Simon
Brown (Lee)	Hodges	McClendon (Chambers)	Solomon
Burkhalter	Holliman	Martin	Steagall
Dement	Huddleston	Mathews	Stokes
Dickson	Hunt	Mathison	Summerlin
Edwards (Escambia)	Jenkins	Merrill	Windle
Faulk	Johnson (Tallapoosa)	Murphy	Wood
Gist			

—49

## Nays:

Messrs.:	Davis	Hanby	Nice
Adams (Jefferson)	deGraffenried	Hawkins	Payne
Albea	Edwards (Jefferson)	Johnson (Elmore)	Perry
Boyd	Franklin	Law	Richardson
Brewer	Gilchrist	Lee (Barbour)	Speaks
Cornett	Gilmer	McKay	Thomas
Cox	Goodwyn	McLendon (Bullock)	Vacca
Crook	Hain	McNider	

—30

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Wood to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 437, was adopted.

Yeas 88; Nays 0.

## Yeas:

Mr. Speaker	Crook	Grouby	Killough
Adams (Jefferson)	Davis	Hall	Kirkham
Adams (Tallapoosa)	Dawkins	Haltom	Lackey
Ashworth	deGraffenried	Hanby	Law
Bassett	Dement	Hardy	Lee (Barbour)
Boyd	DeSear	Harrison	Locke (Choctaw)
Bradford	Dickson	Harvey	Locke (Perry)
Brannan	Edwards (Escambia)	Hawkins	Love
Branyon	Edwards (Jefferson)	Hodges	McClendon (Chambers)
Brewer	Faulk	Holliman	McKay
Brooks	Franklin	Huddleston	McNider
Brown (Lamar)	Gilchrist	Hunt	Martin
Brown (Lee)	Gilmer	Jenkins	Mathews
Burkhalter	Gist	Johnson (Tallapoosa)	Mathison
Cornett	Goodwyn	Kelly	Merrill
Cox	Gregory	Kendall	Money

Murphy	Payne	Simon	Summerlin
Nettles	Perry	Solomon	Taylor
Nice	Ramey	Speaks	Thomas
Nolen	Roberts	Steagall	Tyson
Oakley	Selman	Stembridge	Windle
Oden	Shumate	Stokes	Wood

—88

And the bill:

H. 437. To fix the compensation of the county superintendent of education of Washington County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Elmore)	Nice
Adams (Jefferson)	Edwards (Escambia)	Johnson (Tallapoosa)	Nolen
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Oakley
Albea	Faulk	Kendall	Oden
Ashworth	Franklin	Killough	Payne
Bassett	Gilchrist	Kirkham	Perry
Boyd	Gilmer	Lackey	Ramey
Bradford	Gist	Law	Richardson
Brannan	Goodwyn	Lee (Barbour)	Roberts
Branyon	Gregory	Locke (Choctaw)	Selman
Brewer	Grouby	Locke (Perry)	Shumate
Brooks	Hall	Love	Simon
Brown (Lamar)	Haltom	McClendon (Chambers)	Solomon
Brown (Lee)	Hanby	McKay	Speaks
Burkhalter	Hardy	McNider	Steagall
Cornett	Harrison	Martin	Stembridge
Cox	Harvey	Mathews	Summerlin
Crook	Hawkins	Mathison	Taylor
Davis	Hodges	Merrill	Thomas
Dawkins	Holliman	Money	Tyson
deGraffenried	Huddleston	Murphy	Windle
Dement	Hunt	Nettles	Wood
DeSear	Jenkins		

—90

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Martin to suspend the rules in order to introduce a resolution was adopted.

Yeas 73; Nays 3.

Yeas:

Mr. Speaker	Brown (Lee)	Gist	Hunt
Adams (Jefferson)	Burkhalter	Gregory	Jenkins
Adams (Tallapoosa)	Davis	Grouby	Johnson (Elmore)
Albea	Dawkins	Hall	Johnson (Tallapoosa)
Ashworth	deGraffenried	Haltom	Kelly
Bassett	Dement	Hanby	Kendall
Boyd	Dickson	Harrison	Killough
Brannan	Edwards (Escambia)	Harvey	Kirkham
Branyon	Edwards (Jefferson)	Hawkins	Lackey
Brewer	Franklin	Hodges	Law
Brooks	Gilchrist	Holliman	Lee (Barbour)
Brown (Lamar)	Gilmer	Huddleston	Locke (Choctaw)

McClendon (Chambers)	Murphy	Richardson	Stembridge
McKay	Nice	Shumate	Stokes
Martin	Oden	Simon	Taylor
Mathews	Payne	Solomon	Thomas
Mathison	Perry	Speaks	Vacca
Merrill	Ramey	Steagall	Windle
Money			

—73

Nays: Messrs. Bradford, Goodwyn and Nolen.

—3

### RESOLUTION

The following resolution was introduced:

H. J. R. 34. By Mr. Martin:

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that House Bill 74 and House Bill 75, be named the Reeves, Hall, Martin, Lee (Barbour), Dement, Kendall, Ramey, Gregory, Pruitt, Perry, Ferrel, Harvey, Vacca, Albea, and Mathison bills.

On motion of Mr. Martin the rules were suspended and H. J. R. 34 was adopted.

Yeas 79; Nays 2.

Yeas:

Mr. Speaker	Edwards (Escambia)	Jenkins	Nice
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Adams (Tallapoosa)	Faulk	Johnson (Tallapoosa)	Payne
Albea	Ferrel	Kelly	Perry
Ashworth	Franklin	Kendall	Ramey
Bassett	Gilchrist	Killough	Richardson
Boyd	Gilmer	Kirkham	Roberts
Brannan	Gist	Lackey	Selman
Branyon	Gregory	Law	Shumate
Brewer	Grouby	Lee (Barbour)	Simon
Brooks	Hall	Locke (Choctaw)	Speaks
Brown (Lamar)	Haltom	Love	Steagall
Brown (Lee)	Hanby	McClendon (Chambers)	Stembridge
Burkhalter	Harrison	McKay	Stokes
Crook	Harvey	McLendon (Bullock)	Taylor
Davis	Hawkins	Martin	Thomas
Dawkins	Hodges	Mathews	Vacca
deGraffenried	Holliman	Mathison	Windle
Dement	Huddleston	Merrill	Wood
Dickson	Hunt	Murphy	

—79

Nays: Messrs. Goodwyn and Nolen.

—2

### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Solomon to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 521, was adopted.

Yeas 78; Nays 6.

Yeas:

Mr. Speaker	Bradford	Brown (Lamar)	Davis
Adams (Jefferson)	Brannan	Brown (Lee)	Dawkins
Ashworth	Branyon	Burkhalter	deGraffenried
Bassett	Brooks	Cox	Dement

DeSear	Hodges	McKay	Richardson
Dickson	Holliman	McLendon (Bullock)	Roberts
Edwards (Escambia)	Hunt	McNider	Selman
Edwards (Jefferson)	Jenkins	Martin	Shumate
Faulk	Johnson (Elmore)	Mathews	Simon
Ferrell	Johnson (Tallapoosa)	Mathison	Solomon
Franklin	Kelly	Merrill	Speaks
Gist	Kendall	Murphy	Steagall
Goodwyn	Killough	Nettles	Stembridge
Gregory	Kirkham	Nolen	Stokes
Grouby	Lackey	Oakley	Taylor
Hall	Law	Oden	Thomas
Haltom	Lee (Barbour)	Payne	Vacca
Hanby	Locke (Choctaw)	Perry	Windle
Harrison	Love	Ramey	Wood
Harvey	McClendon (Chambers)		

—78

Nays:

Messrs.:	Boyd	Crook	Nice
Albea	Brewer	Gilchrist	

—6

And the bill:

H. 521. To amend further Section 1 of the act approved May 25, 1945, which regulates the compensation of the superintendent of education of Henry County (Act No. 30, S. 99, Local Acts of 1945, p. 39).

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Elmore)	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Tallapoosa)	Oden
Albea	Faulk	Kelly	Payne
Ashworth	Ferrell	Kendall	Perry
Bassett	Franklin	Killough	Ramey
Boyd	Gilmer	Kirkham	Richardson
Bradford	Gist	Lackey	Roberts
Brannan	Goodwyn	Law	Selman
Branyon	Gregory	Lee (Barbour)	Shumate
Brewer	Grouby	Locke (Choctaw)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hare	McLendon (Bullock)	Stembridge
Cox	Harrison	McNider	Stokes
Crook	Harvey	Martin	Taylor
Davis	Hawkins	Mathews	Thomas
Dawkins	Hodges	Mathison	Tyson
deGraffenried	Holliman	Merrill	Vacca
Dement	Huddleston	Murphy	Windle
DeSear	Hunt	Nettles	Wood
Dickson	Jenkins	Nolen	

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#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 49. Proposing an amendment to the Constitution of Alabama: To authorize the several school districts of Colbert County to levy and collect a special school tax of fifty cents on each one hundred dollars worth of taxable property.

Also:

H. 96. Proposing an amendment to the Constitution relative to Lauderdale County.

Also:

H. 380. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Tusculumbia in Colbert County, Alabama.

Also:

H. 382. To allow the Sheriff of DeKalb County, Alabama two additional deputy sheriffs to those now provided by law, and to authorize the DeKalb County Commission to pay the salaries of same; to fix the salaries of said deputies and to make same payable out of the general funds of DeKalb County in monthly installments; to authorize the Sheriff's supervision and control of said deputies, and to provide for the appointment of same.

Also:

H. 388. Levying in Hale County, Alabama, additional special privilege or license taxes and excise taxes equalling thirty-three and one-third percentum of, and otherwise paralleling with like provisions in Hale County, such State taxes as are levied by the State of Alabama by Sections 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama and amendments thereto, except that only thirty-three and one-third percentum of the State Levy is hereby made and is to be collected hereunder in Hale County and providing for the collection thereof and providing that all such revenue arising from the levy herein made shall be used exclusively and solely for acquiring, providing or constructing school houses and related buildings necessary or convenient for public school purposes, and equipping, furnishing, or replacing any such building and acquiring sites therefor; or other capital outlay purposes for public schools within Hale County, Alabama.

Also:

H. 391. To authorize and direct the Board of Education of Houston County to determine and fix the annual salary to be paid the Superintendent of Education, commencing at the beginning of the next term of office.

Also:

H. 394. Relating to Limestone County: To levy additional special privilege or license taxes and excise taxes paralleling, with like provisions in the county, such state taxes as are levied by the State of Alabama by Section 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51, Code of Alabama (1940), and amendments and additions thereto, in an amount equal to thirty-three and one-third per cent of the state levy; providing for the enforcement and collection of the tax and the distribution of the proceeds thereof; and prescribing the purposes for which such proceeds may be used.

Also:

H. 395. Relating to Limestone County: To amend Act No. 69, S. 262, approved June 14, 1949 (Acts of Alabama, 1949, p. 91), entitled "An

Act Relating to Limestone County: To fix the compensation of the Chairman of the Board of Revenue of Limestone County."

Also:

H. 396. Relating to Limestone County: To amend further Act No. 120, S 210, approved July 17, 1947 (Local Acts of Alabama, 1947, p. 78), entitled "An Act To change the method of compensating the Tax Collector of Limestone County, placing such officer on a salary basis, and providing for the administration of his office on that basis."

Also:

H. 397. Relating to Limestone County: To amend further Act No. 355, H. 757, approved August 17, 1953 (Acts of Alabama, 1953, p. 423), entitled "An Act Relating to Limestone County: To fix the compensation of the Sheriff of Limestone County and to provide for deputy sheriffs and the compensation thereof, to provide for the feeding of prisoners in Limestone County and regulating the operation of the office of the Sheriff of Limestone County, Alabama, and to repeal all laws in conflict herewith and to provide for the effective date of this act."

Also:

H. 398. To change the name of the armory located at Athens, Limestone County, Alabama, from "Fort Shelby Fletcher" to "Fort James G. Dement."

H. 399. Relating to Limestone County. To amend further Act No. 201, H. 605, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 120), entitled "An Act To change the method of compensating the Judge of Probate of Limestone County, placing such officer on a salary, and providing clerks for his office."

H. 400. Relating to Limestone County: To amend further Act No. 95, H. 395, approved July 7, 1947 (Local Acts of Alabama, 1947, p. 67), entitled "An Act To change the method of compensating the Tax Assessor of Limestone County, placing such officer on a salary, and providing for the administration of his office on a salary basis."

Also:

H. 401. Relating to Limestone County: To amend Act No. 354, H. 756, approved August 17, 1953 (Acts of Alabama, 1953, p. 422), entitled "An Act Relating to Limestone County: To fix the compensation of the members of the Board of Revenue of Limestone County, Alabama, other than the Chairman; to provide that the effective date of this act shall be the first Monday after the second Tuesday in January, 1955, and to repeat all laws or parts of laws in conflict herewith."

Also:

H. 402. Relating to Limestone County: To amend further Act No. 200, H. 604, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 119), entitled "An Act to consolidate and combine the officers of Circuit Clerk, Register of the Circuit Court, Clerk of the Limestone County Court, and Register of the Limestone County Court of Limestone County; and to provide for the election, term of office and the compensation of a Circuit Clerk of Limestone County, and for an assistant clerk and his compensation."

Also:

H. 403. Relating to Limestone County: To fix a minimum salary for school bus drivers employed by the county board of education or the city board of education of any city within the county.

Also:

H. 404. To designate the bridge which crosses the Elk River at Elk River Mills, in Limestone County, as "The Grisham Bridge," and to authorize and require the governing body of Limestone County to place certain plaques or markers thereon.

Also:

H. 405. To provide for the holding of workshops for the science teachers in the public schools within Limestone County.

Also:

H. 407. Relating to Marengo County: To amend Section 3 Act No. 198, S. 436, approved July 8, 1949 (Acts of Alabama, Regular Session, 1949, page 229), entitled "An Act to prescribe new, extra and additional duties of the County Supt. of Education of Marengo County, Alabama; to provide additional compensation for the performance of such new, extra and additional duties."

Also:

H. 424. For the relief of Mrs. Vera D. Moore of Perry County; authorizing the court of county commissioners, board of revenue, or like governing body of Perry County to compensate the said Mrs. Moore for property damages incurred under such circumstances that said county is morally and justly obligated to pay the same.

Also:

H. 425. For the relief of Samuel S. Lee of Talladega County; authorizing the court of county commissioners, board of revenue or like governing body of Talladega County to make an appropriation from the county treasury to compensate Samuel S. Lee for certain damages incurred.

Also:

H. 427. To change the basis of compensating the coroner of Tallapoosa County, placing such officer on a salary to be paid out of the general fund of the county.

Also:

H. 428. Relating to Tallapoosa County; prescribing the salary of the county treasurer of Tallapoosa County, and providing for the manner of payment thereof.

Also:

H. 429. To amend Act No. 337, H. B. 480, approved September 20, 1923 (Local Acts of 1923, pp. 229-231) entitled, "An Act To enlarge and extend the jurisdiction of the Circuit Court of Tallapoosa County, Alabama, at Alexander City, in said County, and to provide for the holding of regular terms of said Court," as amended.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

#### SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at



length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Ferrell to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 212, was lost.

Yeas 35; Nays 44.

## Yeas:

Mr. Speaker	Ferrell	Kelly	Ramey
Branyon	Gist	Kirkham	Roberts
Broadfoot	Hall	Martin	Shumate
Brooks	Haltom	Mathews	Speaks
Burkhalter	Harrison	Mathison	Steagall
Dawkins	Harvey	Money	Stokes
deGraffenried	Holliman	Murphy	Taylor
Dement	Johnson (Elmore)	Oden	Windle
Faulk	Johnson (Tallapoosa)	Pruitt	

—35

## Nays:

Messrs.:	Crook	Hawkins	Nettles
Adams (Jefferson)	DeSear	Hunt	Nolen
Albea	Edwards (Escambia)	Jenkins	Oakley
Ashworth	Edwards (Jefferson)	Lackey	Payne
Bassett	Franklin	Law	Perry
Boyd	Gilchrist	Lee (Barbour)	Richardson
Bradford	Gilmer	Love	Stembridge
Brannan	Goodwyn	McKay	Summerlin
Brewer	Grouby	McLendon (Bullock)	Thomas
Brown (Lamar)	Hanby	McNider	Vacca
Cornett	Hardy	Merrill	Wood
Cox			

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## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Dawkins to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 423, was lost.

Yeas 52; Nays 20.

## Yeas:

Mr. Speaker	Dawkins	Hall	Lackey
Adams (Jefferson)	Dement	Haltom	Love
Bassett	DeSear	Hare	McClendon (Chambers)
Branyon	Dickson	Harvey	McNider
Broadfoot	Edwards (Escambia)	Holliman	Martin
Brooks	Faulk	Hunt	Mathews
Brown (Lamar)	Ferrell	Johnson (Tallapoosa)	Mathison
Brown (Lee)	Franklin	Kelly	Money
Burkhalter	Goodwyn	Kendall	Murphy
Davis	Grouby	Kirkham	Nolen

Payne	Richardson	Shumate	Stembridge
Pruitt	Roberts	Simon	Taylor
Ramey	Selman	Steagall	Vacca

—52

*Nays:*

Messrs.:	Edwards (Jefferson)	Hawkins	McLendon (Bullock)
Albea	Gilchrist	Johnson (Elmore)	Nice
Ashworth	Gilmer	Law	Perry
Boyd	Hardy	Lee (Barbour)	Speaks
Bradford	Harrison	McKay	Thomas
Brewer			

—20

## MOTION TO ADJOURN LOST

The motion of Mr. Brown (Lamar) that the House adjourn until Friday, June 21, 1957, at ten o'clock A.M. was lost.

Yeas 20; Nays 52.

*Yeas:*

Mr. Speaker	Edwards (Escambia)	Mathison	Selman
Broadfoot	Ferrell	Money	Shumate
Brown (Lamar)	Gregory	Murphy	Simon
Burkhalter	Holliman	Oden	Stembridge
Davis	Mathews	Ramey	Taylor

—20

*Nays:*

Messrs.:	Dement	Johnson (Elmore)	Nettles
Adams (Jefferson)	Edwards (Jefferson)	Kendall	Nice
Adams (Tallapoosa)	Franklin	Killough	Oakley
Albea	Gilchrist	Kirkham	Payne
Ashworth	Gilmer	Lackey	Perry
Bassett	Gist	Law	Pruitt
Boyd	Grouby	Lee (Barbour)	Roberts
Bradford	Hain	McClendon (Chambers)	Speaks
Brannan	Haltom	McKay	Steagall
Branyon	Hardy	McLendon (Bullock)	Summerlin
Brewer	Harrison	McNider	Thomas
Cornett	Hawkins	Martin	Vacca
Crook	Hunt	Merrill	Wood
deGraffenried			

—52

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Davis to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 252, was lost.

Yeas 33; Nays 39.

*Yeas:*

Mr. Speaker	Dickson	Holliman	Murphy
Ashworth	Edwards (Escambia)	Hunt	Nolen
Branyon	Ferrell	Johnson (Tallapoosa)	Oden
Broadfoot	Gist	Kelly	Shumate
Brooks	Gregory	McNider	Simon
Brown (Lamar)	Hall	Mathews	Speaks
Davis	Haltom	Mathison	Stembridge
deGraffenried	Harvey	Money	Windle
Dement			

—33

*Nays:*

Messrs.:	DeSear	Kendall	Nettles
Adams ( <i>Jefferson</i> )	Edwards ( <i>Jefferson</i> )	Killough	Oakley
Adams ( <i>Tallapoosa</i> )	Franklin	Kirkham	Perry
Albea	Gilchrist	Lackey	Pruitt
Boyd	Gilmer	Law	Richardson
Bradford	Grouby	Lee ( <i>Barbour</i> )	Roberts
Brewer	Hardy	Love	Steagall
Brown ( <i>Lee</i> )	Harrison	McKay	Taylor
Cornett	Hawkins	McLendon ( <i>Bullock</i> )	Thomas
Crook	Johnson ( <i>Elmore</i> )	Merrill	Vacca

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## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Johnson (*Tallapoosa*) to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 522, was lost.

Yeas 48; Nays 21.

*Yeas:*

Mr. Speaker	deGraffenried	Harvey	Mathews
Adams ( <i>Jefferson</i> )	Dement	Hodges	Mathison
Adams ( <i>Tallapoosa</i> )	DeSear	Holliman	Money
Ashworth	Dickson	Hunt	Murphy
Bassett	Edwards ( <i>Escambia</i> )	Johnson ( <i>Elmore</i> )	Nolen
Brannan	Faulk	Johnson ( <i>Tallapoosa</i> )	Ramey
Branyon	Ferrell	Kendall	Selman
Broadfoot	Gist	Killough	Shumate
Brooks	Hall	Kirkham	Steagall
Brown ( <i>Lamar</i> )	Haltom	Love	Stembridge
Davis	Hanby	McClendon ( <i>Chambers</i> )	Taylor
Dawkins	Hare	Martin	Windle

—48

*Nays:*

Messrs.:	Gilmer	McLendon ( <i>Bullock</i> )	Perry
Albea	Grouby	McNider	Richardson
Bradford	Lackey	Merrill	Speaks
Brewer	Law	Nettles	Thomas
Crook	Lee ( <i>Barbour</i> )	Oakley	Vacca
Gilchrist	McKay		

—21

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Branyon to suspend the rules in order to introduce local bills was lost.

Yeas 34; Nays 40.

*Yeas:*

Mr. Speaker	Faulk	Martin	Ramey
Branyon	Ferrell	Mathews	Selman
Broadfoot	Grouby	Mathison	Shumate
Brooks	Hall	Money	Simon
Brown (Lamar)	Haltom	Murphy	Solomon
Davis	Holliman	Nolen	Steagall
Dawkins	Johnson (Tallapoosa)	Oden	Stokes
Dement	Kirkham	Payne	Windle
Edwards (Escambia)	Locke (Choctaw)		

—34

*Nays:*

Messrs.:	deGraffenried	Johnson (Elmore)	McNider
Adams (Jefferson)	DeSear	Kaul	Merrill
Adams (Tallapoosa)	Dickson	Killough	Nettles
Albea	Edwards (Jefferson)	Lackey	Nice
Ashworth	Gilchrist	Law	Oakley
Bassett	Gilmer	Lee (Barbour)	Perry
Boyd	Gist	Love	Richardson
Bradford	Hardy	McClendon (Chambers)	Speaks
Brewer	Hawkins	McKay	Thomas
Cornett	Hodges	McLendon (Bullock)	Tyson
Crook			

—40

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Oden to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 69, was lost.

Yeas 60; Nays 23.

*Yeas:*

Mr. Speaker	Edwards (Jefferson)	Huddleston	Nettles
Adams (Jefferson)	Ferrell	Johnson (Elmore)	Nice
Adams (Tallapoosa)	Franklin	Kaul	Nolen
Albea	Gilchrist	Kelly	Oakley
Ashworth	Gilmer	Kendall	Payne
Bassett	Gist	Kirkham	Perry
Boyd	Goodwyn	Lackey	Pruitt
Bradford	Grouby	Lee (Barbour)	Richardson
Brannan	Hain	McClendon (Chambers)	Speaks
Brewer	Haltom	McKay	Steagall
Brooks	Hardy	McLendon (Bullock)	Summerlin
Crook	Hare	McNider	Thomas
deGraffenried	Harrison	Merrill	Tyson
Dickson	Harvey	Money	Vacca
Edwards (Escambia)	Hodges	Murphy	Windle

—60

*Nays:*

Messrs.:	Dement	Jenkins	Shumate
Branyon	DeSear	Killough	Simon
Broadfoot	Faulk	Law	Stembridge
Brown (Lamar)	Gregory	Locke (Choctaw)	Stokes
Burkhalter	Hall	Love	Taylor
Dawkins	Hunt	Oden	Wood

—23

## MOTION TO ADJOURN LOST

The motion of Mr. Edwards (Escambia) that the House adjourn until Friday, June 21, 1957, at ten o'clock A.M. was lost.

Yeas 26; Nays 63.

*Yeas:*

Mr. Speaker	Dement	Mathews	Shumate
Branyon	Edwards (Escambia)	Mathison	Simon
Broadfoot	Ferrell	Money	Solomon
Brooks	Gregory	Murphy	Stembridge
Brown (Lamar)	Holliman	Oden	Stokes
Davis	Kelly	Selman	Taylor
Dawkins	Love		

—26

*Nays:*

Messrs.:	Edwards (Jefferson)	Hunt	Nettles
Adams (Jefferson)	Franklin	Jenkins	Nice
Adams (Tallapoosa)	Gilchrist	Johnson (Elmore)	Nolen
Albea	Gilmer	Kaul	Oakley
Ashworth	Gist	Kendall	Payne
Bassett	Goodwyn	Killough	Perry
Boyd	Grouby	Kirkham	Richardson
Bradford	Hain	Lackey	Roberts
Brannan	Haltom	Law	Speaks
Brewer	Hanby	Lee (Barbour)	Steagall
Brown (Lee)	Hardy	Locke (Choctaw)	Summerlin
Cornett	Hare	McClendon (Chambers)	Thomas
Crook	Harrison	McKay	Tyson
deGraffenried	Hawkins	McLendon (Bullock)	Vacca
DeSear	Hodges	McNider	Windle
Dickson	Huddleston	Merrill	Wood

—63

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Hawkins to suspend the rules in order to offer a Motion in Writing was lost.

Yeas 51; Nays 37.

*Yeas:*

Messrs.:	Franklin	Hodges	Merrill
Adams (Jefferson)	Gilchrist	Huddleston	Nettles
Adams (Tallapoosa)	Gilmer	Johnson (Elmore)	Nice
Albea	Gist	Kaul	Nolen
Boyd	Goodwyn	Kendall	Oakley
Bradford	Grouby	Lackey	Perry
Brannan	Hain	Law	Richardson
Brewer	Haltom	Lee (Barbour)	Roberts
Cornett	Hanby	McClendon (Chambers)	Speaks
Crook	Hardy	McKay	Summerlin
deGraffenried	Hare	McLendon (Bullock)	Thomas
Dickson	Harrison	McNider	Tyson
Edwards (Jefferson)	Hawkins	Martin	Vacca

—51

*Nays:*

Mr. Speaker	Broadfoot	Cox	Dement
Bassett	Brown (Lamar)	Davis	DeSear
Branyon	Burkhalter	Dawkins	Edwards (Escambia)

Ferrell	Killough	Murphy	Solomon
Hall	Kirkham	Payne	Steagall
Harvey	Love	Ramey	Stembridge
Holliman	Mathews	Selman	Stokes
Hunt	Mathison	Shumate	Taylor
Jenkins	Money	Simon	Wood
Johnson (Tallapoosa)			

—37

## MOTION TO ADJOURN LOST

The motion of Mr. Burkhalter that the House adjourn until Friday, June 21, 1957, at ten o'clock A.M. was lost.

Yeas 29; Nays 57.

## Yeas:

Mr. Speaker	Dement	Johnson (Tallapoosa)	Oden
Branyon	Edwards (Escambia)	Killough	Payne
Broadfoot	Ferrell	Kirkham	Selman
Brooks	Gregory	Mathews	Shumate
Brown (Lamar)	Haltom	Mathison	Simon
Burkhalter	Harvey	Money	Solomon
Davis	Jenkins	Murphy	Stokes
Dawkins			

—29

## Nays:

Messrs.:	Franklin	Johnson (Elmore)	Nolen
Adams (Jefferson)	Gilchrist	Kaul	Oakley
Adams (Tallapoosa)	Gilmer	Kendall	Perry
Albea	Gist	Lackey	Ramey
Ashworth	Goodwyn	Law	Roberts
Bassett	Grouby	Lee (Barbour)	Speaks
Boyd	Hain	Locke (Choctaw)	Steagall
Bradford	Hanby	McClendon (Chambers)	Stembridge
Brannan	Hardy	McKay	Summerlin
Brewer	Hare	McLendon (Bullock)	Thomas
Brown (Lee)	Harrison	McNider	Tyson
Cornett	Hawkins	Merrill	Vacca
Crook	Hodges	Nettles	Windle
deGraffenried	Huddleston	Nice	Wood
Edwards (Jefferson)	Hunt		

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## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Selman that the House adjourn until Friday, June 21, 1957, at ten o'clock A.M. was lost.

Yeas 20; Nays 56.

## Yeas:

Mr. Speaker	Davis	Haltom	Selman
Branyon	Dement	Harvey	Simon
Broadfoot	Edwards (Escambia)	Jenkins	Solomon
Brown (Lamar)	Gregory	Johnson (Tallapoosa)	Stembridge
Burkhalter	Hall	Mathison	Stokes

—20

*Nays:*

Messrs.:	Edwards (Jefferson)	Johnson (Elmore)	Nice
Adams (Jefferson)	Franklin	Kaul	Nolen
Adams (Tallapoosa)	Gilchrist	Kendall	Oakley
Albea	Gilmer	Kirkham	Perry
Ashworth	Gist	Lackey	Richardson
Boyd	Grouby	Law	Roberts
Bradford	Hain	Lee (Barbour)	Speaks
Brannan	Hanby	Locke (Choctaw)	Steagall
Brewer	Hare	McClendon (Chambers)	Summerlin
Brown (Lee)	Harrison	McKay	Thomas
Cornett	Hawkins	McLendon (Bullock)	Tyson
Crook	Hodges	McNider	Vacca
deGraffenried	Huddleston	Martin	Windle
DeSear	Hunt	Nettles	Wood
Dickson			

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## MOTION TO ADJOURN LOST

The motion of Mr. Wood that the House adjourn until Friday, June 21, 1957, at ten o'clock A.M. was lost.

Yeas 29; Nays 53.

*Yeas:*

Mr. Speaker	Gregory	Kirkham	Selman
Branyon	Hall	Mathews	Shumate
Broadfoot	Holliman	Mathison	Simon
Brown (Lamar)	Hunt	Money	Solomon
Cox	Jenkins	Murphy	Stembridge
Davis	Johnson (Tallapoosa)	Oden	Stokes
Dement	Kelly	Payne	Wood
Ferrell			

—29

*Nays:*

Messrs.:	DeSear	Hodges	Merrill
Adams (Jefferson)	Dickson	Huddleston	Nettles
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Nice
Albea	Franklin	Kendall	Nolen
Ashworth	Gilchrist	Killough	Oakley
Bassett	Gilmer	Lackey	Perry
Boyd	Gist	Law	Richardson
Bradford	Goodwyn	Lee (Barbour)	Speaks
Brannan	Grouby	Locke (Choctaw)	Steagall
Brewer	Hain	McClendon (Chambers)	Summerlin
Brown (Lee)	Hanby	McKay	Thomas
Cornett	Hare	McLendon (Bullock)	Tyson
Crook	Harrison	McNider	Vacca
deGraffenried	Hawkins		

—53

## MOTION TO ADJOURN LOST

The motion of Mr. Branyon that the House adjourn until Friday, June 21, 1957, at ten o'clock A.M. was lost.

Yeas 34; Nays 52.

*Yeas:*

Mr. Speaker	Brown (Lamar)	Davis	Edwards (Escambia)
Branyon	Burkhalter	Dawkins	Ferrell
Broadfoot	Cox	Dement	Gregory

Hall	Kirkham	Murphy	Simon
Harvey	Love	Oden	Solomon
Holliman	Martin	Payne	Steagall
Hunt	Mathews	Selman	Stembridge
Jenkins	Mathison	Shumate	Stokes
Johnson (Tallapoosa)	Money		

—34

*Nays:*

Messrs.:	DeSear	Hawkins	McLendon (Bullock)
Adams (Jefferson)	Dickson	Hodges	McNider
Adams (Tallapoosa)	Edwards (Jefferson)	Huddleston	Merrill
Albea	Franklin	Johnson (Elmore)	Nettles
Ashworth	Gilchrist	Kaul	Nice
Bassett	Gilmer	Kendall	Nolen
Boyd	Gist	Killough	Oakley
Bradford	Goodwyn	Lackey	Perry
Brannan	Grouby	Law	Pruitt
Brewer	Hain	Lee (Barbour)	Richardson
Brown (Lee)	Hanby	Locke (Choctaw)	Speaks
Cornett	Hare	McClendon (Chambers)	Thomas
Crook	Harrison	McKay	Tyson
deGraffenried			

—52

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Money that the House adjourn until Friday, June 21, 1957, at nine o'clock A.M. was lost.

Yeas 31; Nays 51.

*Yeas:*

Mr. Speaker	Dement	Johnson (Tallapoosa)	Payne
Branyon	Edwards (Escambia)	Kirkham	Ramey
Broadfoot	Ferrell	Love	Selman
Brown (Lamar)	Gregory	Martin	Shumate
Burkhalter	Hall	Mathews	Simon
Cox	Harvey	Mathison	Solomon
Davis	Holliman	Murphy	Stembridge
Dawkins	Hunt	Oden	

—31

*Nays:*

Messrs.:	DeSear	Harrison	McKay
Adams (Jefferson)	Dickson	Hawkins	McLendon (Bullock)
Albea	Edwards (Jefferson)	Hodges	McNider
Ashworth	Franklin	Huddleston	Merrill
Bassett	Gilchrist	Johnson (Elmore)	Nettles
Boyd	Gilmer	Kaul	Nice
Bradford	Gist	Kendall	Nolen
Brannan	Goodwyn	Killough	Oakley
Brewer	Grouby	Lackey	Perry
Brown (Lee)	Hain	Law	Speaks
Cornett	Hanby	Lee (Barbour)	Thomas
Crook	Hardy	Locke (Choctaw)	Tyson
deGraffenried	Hare	McClendon (Chambers)	Vacca

—51

## READING OF JOURNAL CONTINUED



The Clerk proceeded the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Brown (Lamar) that the House adjourn until Friday, June 21, 1957, at ten o'clock A.M. was lost.

Yeas 28; Nays 53.

## Yeas:

Mr. Speaker	Edwards (Escambia)	Love	Ramey
Branyon	Ferrell	Mathews	Selman
Broadfoot	Gregory	Mathison	Shumate
Brown (Lamar)	Hall	Money	Simon
Burkhalter	Harvey	Murphy	Solomon
Davis	Holliman	Oden	Steagall
Dement	Johnson (Tallapoosa)	Payne	Stembridge

—28

## Nays:

Messrs.:	DeSear	Hunt	Merrill
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Elmore)	Nettles
Adams (Tallapoosa)	Franklin	Kaul	Nice
Albea	Gilchrist	Kendall	Nolen
Ashworth	Gilmer	Killough	Oakley
Bassett	Gist	Lackey	Perry
Boyd	Goodwyn	Law	Roberts
Bradford	Grouby	Lee (Barbour)	Speaks
Brannan	Hain	Locke (Choctaw)	Summerlin
Brewer	Hanby	McClendon (Chambers)	Thomas
Brown (Lee)	Hardy	McKay	Tyson
Cornett	Hare	McLendon (Bullock)	Vacca
Crook	Harrison	McNider	Wood
deGraffenried	Hawkins		

—53

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Selman to suspend the rules in order to introduce a bill was lost.

Yeas 16; Nays 51.

## Yeas:

Mr. Speaker	Dement	Huddleston	Mathison
Branyon	Edwards (Escambia)	Hunt	Murphy
Davis	Hall	Johnson (Tallapoosa)	Selman
Dawkins	Haltom	Love	Tyson

—16

## Nays:

Messrs.:	Boyd	Cox	Gilchrist
Adams (Jefferson)	Bradford	Crook	Gilmer
Adams (Tallapoosa)	Brannan	deGraffenried	Gist
Albea	Brewer	DeSear	Goodwyn
Ashworth	Brown (Lee)	Edwards (Jefferson)	Grouby
Bassett	Cornett	Franklin	Hain

Hanby	Killough	Merrill	Speaks
Hardy	Lackey	Nettles	Steagall
Hare	Lee (Barbour)	Nice	Stembridge
Hawkins	Locke (Choctaw)	Nolen	Summerlin
Hodges	McKay	Oakley	Thomas
Johnson (Elmore)	McLendon (Bullock)	Payne	Vacca
Kaul	McNider	Solomon	Wood

—51

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Faulk to suspend the rules in order to introduce a local bill was lost.

Yeas 47; Nays 28.

## Yeas:

Mr. Speaker	Haltom	Locke (Choctaw)	Ramey
Bassett	Hardy	Love	Richardson
Bradford	Hare	McClendon (Chambers)	Selman
Branyon	Harrison	Martin	Shumate
Brown (Lamar)	Harvey	Mathews	Simon
Brown (Lee)	Hodges	Mathison	Solomon
Davis	Huddleston	Merrill	Steagall
Dawkins	Hunt	Murphy	Stembridge
Dement	Johnson (Tallapoosa)	Nolen	Thomas
Edwards (Escambia)	Kelly	Oden	Tyson
Grouby	Killough	Perry	Windle
Hall	Lackey	Pruitt	

47

## Nays:

Messrs.:	DeSear	Hanby	McNider
Adams (Tallapoosa)	Dickson	Hawkins	Nettles
Albea	Edwards (Jefferson)	Jenkins	Nice
Boyd	Franklin	Law	Oakley
Brewer	Gilchrist	Lee (Barbour)	Payne
Cornett	Gist	McKay	Speaks
Cox	Goodwyn	McLendon (Bullock)	Vacca
Crook			

—28

## MOTION TO ADJOURN LOST

The motion of Mr. Brown (Lamar) that the House adjourn until Friday, June 21, 1957, at ten o'clock A.M. was lost.

Yeas 26; Nays 48.

## Yeas:

Mr. Speaker	Cox	Hunt	Selman
Brannan	Davis	Johnson (Tallapoosa)	Shumate
Branyon	Dement	Mathison	Solomon
Broadfoot	Edwards (Escambia)	Money	Steagall
Brown (Lamar)	Ferrell	Murphy	Stembridge
Brown (Lee)	Hall	Payne	Wood
Burkhalter	Holliman		

—26

## Nays:

Messrs.:	Ashworth	Cornett	Dickson
Adams (Jefferson)	Bassett	Crook	Edwards (Jefferson)
Adams (Tallapoosa)	Boyd	deGraffenried	Franklin
Albea	Bradford	DeSear	Gilchrist

Gilmer	Hawkins	Law	Nettles
Gist	Hodges	Lee ( <i>Barbour</i> )	Nolen
Goodwyn	Johnson ( <i>Elmore</i> )	Locke ( <i>Choctaw</i> )	Oakley
Grouby	Kaul	McClendon ( <i>Chambers</i> )	Perry
Hain	Kendall	McKay	Speaks
Hanby	Killough	McLendon ( <i>Bullock</i> )	Thomas
Hardy	Kirkham	McNider	Tyson
Hare	Lackey	Merrill	Vacca
Harrison			

—48

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Kirkham to suspend the rules in order to introduce a local bill was lost.

Yeas 31; Nays 47.

Yeas:

Mr. Speaker	Edwards ( <i>Escambia</i> )	Hunt	Murphy
Adams ( <i>Jefferson</i> )	Faulk	Johnson ( <i>Tallapoosa</i> )	Oden
Branyon	Ferrell	Kelly	Selman
Brown ( <i>Lamar</i> )	Hall	Killough	Shumate
Burkhalter	Haltom	Kirkham	Simon
Davis	Harrison	Locke ( <i>Choctaw</i> )	Solomon
Dawkins	Holliman	Martin	Windle
Dement	Huddleston	Mathison	

—31

Nays:

Messrs.:	Edwards ( <i>Jefferson</i> )	Jenkins	Nolen
Adams ( <i>Tallapoosa</i> )	Franklin	Johnson ( <i>Elmore</i> )	Oakley
Albea	Gilmer	Lackey	Payne
Boyd	Gist	Law	Perry
Bradford	Goodwyn	Lee ( <i>Barbour</i> )	Richardson
Brannan	Grouby	McClendon ( <i>Chambers</i> )	Speaks
Broadfoot	Hain	McKay	Steagall
Brown ( <i>Lee</i> )	Hanby	McLendon ( <i>Bullock</i> )	Stembridge
Cornett	Hardy	McNider	Summerlin
Cox	Hare	Merrill	Thomas
Crook	Hawkins	Nettles	Vacca
Dickson	Hodges	Nice	Wood

—47

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## RECESS

On motion of Mr. Boyd the House recessed for ten minutes.

Yeas 71; Nays 6.

Yeas:

Mr. Speaker	Bassett	Broadfoot	Crook
Adams ( <i>Jefferson</i> )	Boyd	Brown ( <i>Lamar</i> )	Davis
Adams ( <i>Tallapoosa</i> )	Bradford	Brown ( <i>Lee</i> )	Dawkins
Albea	Brannan	Cornett	Dement

DeSear	Harrison	Locke (Choctaw)	Richardson
Dickson	Harvey	McClendon (Chambers)	Roberts
Edwards (Escambia)	Hawkins	McKay	Selman
Edwards (Jefferson)	Hodges	McLendon (Bullock)	Shumate
Faulk	Huddleston	McNider	Simon
Franklin	Hunt	Mathison	Solomon
Gilmer	Jenkins	Merrill	Stembridge
Goodwyn	Johnson (Elmore)	Money	Summerlin
Gregory	Johnson (Tallapoosa)	Murphy	Thomas
Grouby	Killough	Nice	Tyson
Hain	Kirkham	Nolen	Vacca
Hall	Lackey	Payne	Windle
Haltom	Law	Perry	Wood
Hardy	Lee (Barbour)	Pruitt	

—71

*Nays:*

Messrs.:	Cox	Nettles	Steagall
Branyon	Gist	Speaks	

—6

The House reconvened. The Speaker called the House to order.

#### READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

#### MOTION TO ADJOURN LOST

The motion of Mr. Jenkins that the House adjourn until Friday, June 21, 1957, at ten o'clock A.M. was lost.

Yeas 38; Nays 50.

*Yeas:*

Mr. Speaker	Dement	Kirkham	Pruitt
Bassett	Edwards (Escambia)	Love	Richardson
Brannan	Ferrell	Martin	Selman
Branyon	Hall	Mathews	Shumate
Broadfoot	Haltom	Mathison	Simon
Brown (Lamar)	Harvey	Money	Solomon
Burkhalter	Hunt	Murphy	Steagall
Cox	Jenkins	Oden	Stembridge
Davis	Johnson (Tallapoosa)	Payne	Taylor
Dawkins	Kelly		

—38

*Nays:*

Messrs.:	Edwards (Jefferson)	Hodges	Merrill
Adams (Jefferson)	Franklin	Huddleston	Nettles
Adams (Tallapoosa)	Gilchrist	Johnson (Elmore)	Nice
Albea	Gilmer	Kaul	Nolen
Ashworth	Gist	Kendall	Oakley
Boyd	Goodwyn	Lackey	Roberts
Bradford	Grouby	Law	Speaks
Brown (Lee)	Hain	Lee (Barbour)	Summerlin
Cornett	Hanby	Locke (Choctaw)	Thomas
Crook	Hardy	McClendon (Chambers)	Tyson
deGraffenried	Hare	McKay	Vacca
DeSear	Harrison	McLendon (Bullock)	Wood
Dickson	Hawkins	McNider	

—50

#### READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO RECESS LOST

The motion of Mr. Branyon that the House recess until 10:30 o'clock this evening was lost.

Yeas 25; Nays 55.

## Yeas:

Mr. Speaker	Ferrell	Mathews	Selman
Branyon	Gregory	Mathison	Shumate
Brown (Lamar)	Hall	Money	Simon
Burkhalter	Holliman	Murphy	Solomon
Davis	Hunt	Oden	Stembridge
Dement	Martin	Richardson	Taylor
Edwards (Escambia)			

—25

## Nays:

Messrs.:	Franklin	Huddleston	Nettles
Adams (Jefferson)	Gilchrist	Johnson (Elmore)	Nice
Adams (Tallapoosa)	Gilmer	Johnson (Tallapoosa)	Nolen
Albea	Gist	Kendall	Oakley
Ashworth	Goodwyn	Kirkham	Payne
Bassett	Grouby	Lackey	Pruitt
Boyd	Hain	Law	Roberts
Bradford	Hanby	Lee (Barbour)	Speaks
Cornett	Hardy	Locke (Choctaw)	Steagall
Crook	Hare	Love	Summerlin
deGraffenried	Harrison	McKay	Thomas
DeSear	Harvey	McLendon (Bullock)	Tyson
Dickson	Hawkins	McNider	Vacca
Edwards (Jefferson)	Hodges	Merrill	Wood

—55

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Burkhalter that the House adjourn until Friday, June 21, 1957, at eleven o'clock A.M. was lost.

Yeas 25; Nays 45.

## Yeas:

Mr. Speaker	Dement	Johnson (Tallapoosa)	Richardson
Bassett	Edwards (Escambia)	Kelly	Selman
Branyon	Hall	Kirkham	Shumate
Brown (Lamar)	Harvey	Money	Simon
Burkhalter	Holliman	Murphy	Steagall
Cox	Jenkins	Payne	Stembridge
Davis			

—25

## Nays:

Messrs.:	Ashworth	deGraffenried	Franklin
Adams (Jefferson)	Bradford	DeSear	Gilchrist
Adams (Tallapoosa)	Cornett	Dickson	Gilmer
Albea	Crook	Edwards (Jefferson)	Gist

Grouby	Hunt	McKay	Oakley
Hain	Johnson (Elmore)	McLendon (Bullock)	Roberts
Hanby	Kaul	McNider	Speaks
Hardy	Lackey	Merrill	Thomas
Hare	Law	Nettles	Tyson
Harrison	Lee (Barbour)	Nice	Vacca
Hawkins	Locke (Choctaw)	Nolen	Wood
Hodges	McClendon (Chambers)		

—45

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Money that the House adjourn until Friday, June 21, 1957, at nine o'clock A.M. was lost.

Yeas 35; Nays 42.

## Yeas:

Mr. Speaker	Dawkins	Jenkins	Payne
Bassett	Dement	Johnson (Tallapoosa)	Richardson
Brannan	Edwards (Escambia)	Kelly	Selman
Branyon	Ferrell	Kirkham	Shumate
Broadfoot	Gregory	Martin	Simon
Brown (Lamar)	Hall	Mathison	Steagall
Burkhalter	Harvey	Money	Stembridge
Cox	Holliman	Murphy	Taylor
Davis	Hunt	Oden	

—35

## Nays:

Messrs.:	Franklin	Huddleston	Merrill
Adams (Jefferson)	Gilchrist	Johnson (Elmore)	Nettles
Adams (Tallapoosa)	Gilmer	Kaul	Nice
Albea	Gist	Killough	Nolen
Ashworth	Grouby	Lackey	Oakley
Bradford	Hain	Law	Roberts
Cornett	Hanby	Lee (Barbour)	Speaks
Crook	Hardy	Locke (Choctaw)	Thomas
DeSear	Hare	McKay	Tyson
Dickson	Harrison	McLendon (Bullock)	Vacca
Edwards (Jefferson)	Hodges	McNider	

—42

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Ferrell that the House adjourn until Friday, June 21, 1957, at ten o'clock A.M. was lost.

Yeas 36; Nays 46.

## Yeas:

Mr. Speaker	Brown (Lamar)	Dement	Holliman
Bassett	Burkhalter	Edwards (Escambia)	Hunt
Brannan	Cox	Ferrell	Jenkins
Branyon	Davis	Gregory	Johnson (Tallapoosa)
Broadfoot	Dawkins	Hall	Kirkham

Mathews	Oden	Selman	Steagall
Mathison	Payne	Shumate	Stembridge
Money	Richardson	Simon	Taylor
Murphy	Roberts	Solomon	Wood

—36

*Nays:*

Messrs.:	Edwards (Jefferson)	Hodges	McNider
Adams (Jefferson)	Franklin	Huddleston	Merrill
Adams (Tallapoosa)	Gilchrist	Johnson (Elmore)	Nettles
Albea	Gilmer	Kaul	Nice
Ashworth	Gist	Kendall	Nolen
Boyd	Grouby	Killough	Oakley
Bradford	Hain	Lackey	Speaks
Cornett	Hanby	Law	Summerlin
Crook	Hardy	Lee (Barbour)	Thomas
deGraffenried	Hare	Locke (Choctaw)	Tyson
DeSear	Harrison	McKay	Vacca
Dickson	Hawkins	McLendon (Bullock)	

—46

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Davis that the House adjourn until Friday, June 21, 1957, at eight o'clock A.M. was lost.

Yeas 30; Nays 52.

*Yeas:*

Mr. Speaker	Edwards (Escambia)	Kirkham	Shumate
Branyon	Ferrell	Mathews	Simon
Broadfoot	Hall	Mathison	Solomon
Brown (Lamar)	Harvey	Money	Steagall
Burkhalter	Holliman	Murphy	Stembridge
Cox	Hunt	Oden	Windle
Davis	Jenkins	Selman	Wood
Dement	Johnson (Tallapoosa)		

—30

*Nays:*

Messrs.:	Edwards (Jefferson)	Hodges	Merrill
Adams (Jefferson)	Gilchrist	Huddleston	Nettles
Adams (Tallapoosa)	Gilmer	Johnson (Elmore)	Nice
Albea	Gist	Kaul	Nolen
Ashworth	Goodwyn	Killough	Oakley
Bassett	Grouby	Lackey	Pruitt
Boyd	Hain	Law	Richardson
Bradford	Haltom	Lee (Barbour)	Roberts
Brannan	Hanby	Locke (Choctaw)	Speaks
Cornett	Hardy	McClendon (Chambers)	Summerlin
Crook	Hare	McKay	Thomas
deGraffenried	Harrison	McLendon (Bullock)	Tyson
DeSear	Hawkins	McNider	Vacca
Dickson			

—52

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO RECESS LOST

The motion of Mr. Branyon that the House recess until 7:30 o'clock this evening was lost.

Yeas 21; Nays 53.

## Yeas:

Mr. Speaker	Dawkins	Johnson (Tallapoosa)	Richardson
Bassett	Dement	Mathews	Selman
Branyon	Edwards (Escambia)	Mathison	Shumate
Brown (Lamar)	Ferrell	Murphy	Solomon
Burkhalter	Hall	Oden	Stembridge
Cox			

—21

## Nays:

Messrs.:	Gilchrist	Kaul	Nettles
Adams (Jefferson)	Gist	Kendall	Nice
Adams (Tallapoosa)	Goodwyn	Killough	Nolen
Albea	Grouby	Kirkham	Oakley
Boyd	Hain	Lackey	Roberts
Bradford	Hanby	Law	Speaks
Brannan	Hardy	Lee (Barbour)	Steagall
Cornett	Hare	Locke (Choctaw)	Summerlin
Crook	Harrison	McClendon (Chambers)	Thomas
deGraffenried	Hawkins	McKay	Tyson
DeSear	Hodges	McLendon (Bullock)	Vacca
Dickson	Hunt	McNider	Windle
Edwards (Jefferson)	Jenkins	Merrill	Wood
Franklin	Johnson (Elmore)		

—53

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Brown (Lamar) that the House adjourn until Friday, June 21, 1957, at ten o'clock A.M. was lost.

Yeas 28; Nays 51.

## Yeas:

Mr. Speaker	Dement	Jenkins	Shumate
Branyon	Edwards (Escambia)	Johnson (Tallapoosa)	Simon
Broadfoot	Ferrell	Mathews	Solomon
Brown (Lamar)	Hall	Money	Steagall
Burkhalter	Harvey	Murphy	Stembridge
Cox	Holliman	Oden	Windle
Dawkins	Hunt	Pruitt	Wood

—28

## Nays:

Messrs.:	Cornett	Gilmer	Hare
Adams (Jefferson)	Crook	Gist	Harrison
Adams (Tallapoosa)	deGraffenried	Goodwyn	Hawkins
Albea	DeSear	Grouby	Hodges
Ashworth	Dickson	Hain	Huddleston
Boyd	Edwards (Jefferson)	Haltom	Johnson (Elmore)
Bradford	Franklin	Hanby	Kaul
Brannan	Gilchrist	Hardy	Killough



Lackey	McKay	Nice	Speaks
Law	McLendon (Bullock)	Nolen	Summerlin
Lee (Barbour)	McNider	Oakley	Thomas
Locke (Choctaw)	Merrill	Richardson	Tyson
McClendon (Chambers)	Nettles	Roberts	Vacca

—51

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Love that the House adjourn until Friday, June 21, 1957, at ten o'clock A.M. was lost.

Yeas 32; Nays 52.

## Yeas:

Mr. Speaker	Dement	Johnson (Tallapoosa)	Selman
Bassett	Edwards (Escambia)	Love	Shumate
Branyon	Ferrell	Martin	Simon
Broadfoot	Hall	Mathews	Solomon
Burkhalter	Harvey	Money	Steagall
Cox	Holliman	Murphy	Stembridge
Davis	Hunt	Oden	Windle
Dawkins	Jenkins	Payne	Wood

—32

## Nays:

Messrs.:	Franklin	Huddleston	Nettles
Adams (Jefferson)	Gilchrist	Johnson (Elmore)	Nice
Adams (Tallapoosa)	Gilmer	Kaul	Nolen
Albea	Gist	Killough	Oakley
Ashworth	Grouby	Lackey	Perry
Boyd	Hain	Law	Richardson
Bradford	Haltom	Lee (Barbour)	Roberts
Brannan	Hanby	Locke (Choctaw)	Speaks
Cornett	Hardy	McClendon (Chambers)	Summerlin
Crook	Hare	McKay	Taylor
deGraffenried	Harrison	McLendon (Bullock)	Thomas
DeSear	Hawkins	McNider	Tyson
Dickson	Hodges	Merrill	Vacca
Edwards (Jefferson)			

—52

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Cox that the House adjourn until Friday, June 21, 1957, at nine-thirty o'clock A.M. was lost.

Yeas 33; Nays 50.

## Yeas:

Mr. Speaker	Burkhalter	Dement	Harvey
Branyon	Cox	Edwards (Escambia)	Holliman
Broadfoot	Davis	Ferrell	Hunt
Brown (Lamar)	Dawkins	Hall	Jenkins

Johnson (Tallapoosa)	Murphy	Shumate	Stembridge
Kirkham	Oden	Simon	Taylor
Love	Payne	Solomon	Windle
Mathews	Selman	Steagall	Wood
Money			

—33

*Nays:*

Messrs.:	Franklin	Huddleston	Nettles
Adams (Tallapoosa)	Gilchrist	Johnson (Elmore)	Nice
Albea	Gilmer	Kaul	Nolen
Ashworth	Gist	Killough	Oakley
Boyd	Goodwyn	Lackey	Perry
Bradford	Grouby	Law	Richardson
Brannan	Hain	Lee (Barbour)	Roberts
Cornett	Haltom	Locke (Choctaw)	Speaks
Crook	Hanby	McClendon (Chambers)	Summerlin
deGraffenried	Hardy	McKay	Thomas
DeSear	Hare	McLendon (Bullock)	Tyson
Dickson	Harrison	McNider	Vacca
Edwards (Jefferson)	Hodges	Merrill	

—50

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Dawkins that the House adjourn until Friday, June 21, 1957, at eleven o'clock A.M. was lost.

Yeas 29; Nays 52.

*Yeas:*

Messrs.:	Ferrell	Love	Shumate
Branyon	Hall	Mathews	Simon
Broadfoot	Harvey	Mathison	Solomon
Brown (Lamar)	Holliman	Money	Steagall
Burkhalter	Hunt	Murphy	Stembridge
Davis	Jenkins	Oden	Taylor
Dement	Johnson (Tallapoosa)	Selman	Wood
Faulk	Killough		

—29

*Nays:*

Messrs.:	Gilchrist	Huddleston	Nettles
Adams (Jefferson)	Gilmer	Johnson (Elmore)	Nice
Adams (Tallapoosa)	Gist	Kaul	Nolen
Albea	Goodwyn	Kendall	Oakley
Ashworth	Grouby	Kirkham	Perry
Boyd	Hain	Lackey	Richardson
Bradford	Haltom	Lee (Barbour)	Roberts
Brannan	Hanby	Locke (Choctaw)	Speaks
Crook	Hardy	McClendon (Chambers)	Summerlin
deGraffenried	Hare	McKay	Thomas
DeSear	Harrison	McLendon (Bullock)	Tyson
Dickson	Hawkins	McNider	Vacca
Edwards (Jefferson)	Hodges	Merrill	Windle
Franklin			

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## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Summerlin to suspend the rules in order to dispense with further reading of the Journal of the House for the twelfth legislative day was lost.

Yeas 56; Nays 28.

## Yeas:

Messrs.:	Gist	Johnson (Elmore)	Nettles
Adams (Jefferson)	Goodwyn	Kaul	Nice
Adams (Tallapoosa)	Grouby	Killough	Oakley
Albea	Haltom	Kirkham	Payne
Ashworth	Hanby	Lackey	Perry
Bassett	Hardy	Law	Pruitt
Boyd	Hare	Locke (Choctaw)	Roberts
Bradford	Harrison	Love	Speaks
Cornett	Harvey	McClendon (Chambers)	Steagall
Crook	Hawkins	McKay	Summerlin
deGraffenried	Hodges	McLendon (Bullock)	Thomas
Edwards (Jefferson)	Huddleston	McNider	Tyson
Franklin	Hunt	Martin	Vacca
Gilchrist	Jenkins	Merrill	Windle
Gilmer			

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## Nays:

Mr. Speaker	Dawkins	Hall	Oden
Branyon	Dement	Holliman	Selman
Broadfoot	DeSear	Lee (Barbour)	Shumate
Brown (Lamar)	Dickson	Mathews	Simon
Burkhalter	Edwards (Escambia)	Mathison	Solomon
Cox	Ferrell	Money	Stembridge
Davis	Gregory	Murphy	Wood

—28

## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO ADJOURN LOST

The motion of Mr. Money that the House adjourn until Friday, June 21, 1957, at nine o'clock A.M. was lost.

Yeas 28; Nays 52.

## Yeas:

Mr. Speaker	Dement	Jenkins	Pruitt
Branyon	Edwards (Escambia)	Love	Selman
Broadfoot	Gregory	Mathison	Shumate
Brown (Lamar)	Hall	Money	Simon
Burkhalter	Harvey	Murphy	Solomon
Davis	Holliman	Oden	Steagall
Dawkins	Hunt	Payne	Stembridge

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## Nays:

Messrs.:	Ashworth	Brannan	DeSear
Adams (Jefferson)	Bassett	Cornett	Dickson
Adams (Tallapoosa)	Boyd	Crook	Edwards (Jefferson)
Albea	Bradford	deGraffenried	Franklin

Gilchrist	Hawkins	Law	Nice
Gilmer	Hodges	Lee (Barbour)	Oakley
Gist	Huddleston	Locke (Choctaw)	Perry
Grouby	Johnson (Elmore)	McClendon (Chambers)	Roberts
Hain	Kaul	McKay	Speaks
Haltom	Kendall	McLendon (Bullock)	Summerlin
Hanby	Killough	McNider	Thomas
Hardy	Kirkham	Merrill	Tyson
Hare	Lackey	Nettles	Vacca
Harrison			

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## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO RECESS LOST

The motion of Mr. Selman that the House recess for one hour was lost.

Yeas 21; Nays 58.

## Yeas:

Mr. Speaker	Ferrell	Martin	Selman
Brannan	Gregory	Money	Shumate
Brown (Lamar)	Hall	Murphy	Solomon
Davis	Johnson (Tallapoosa)	Oden	Steagall
Dement	Kelly	Richardson	Windle
Edwards (Escambia)			

—21

## Nays:

Messrs.:	Dickson	Huddleston	McNider
Adams (Jefferson)	Edwards (Jefferson)	Hunt	Merrill
Adams (Tallapoosa)	Franklin	Jenkins	Nettles
Albea	Gilchrist	Kaul	Nice
Ashworth	Gilmer	Kendall	Oakley
Bassett	Gist	Killough	Payne
Boyd	Grouby	Kirkham	Perry
Bradford	Hain	Lackey	Roberts
Branyon	Hanby	Law	Simon
Burkhalter	Hardy	Lee (Barbour)	Speaks
Cornett	Hare	Locke (Choctaw)	Summerlin
Cox	Harrison	Love	Thomas
Crook	Hawkins	McClendon (Chambers)	Tyson
deGraffenried	Hodges	McKay	Vacca
DeSear	Holliman	McLendon (Bullock)	

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## READING OF JOURNAL CONTINUED

The Clerk proceeded to continue the reading of the Journal of the House for the twelfth legislative day.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Branyon to suspend the rules in order to introduce a resolution was lost.

Yeas 24; Nays 61.

## Yeas:

Mr. Speaker	Brown (Lamar)	Dawkins	Hall
Branyon	Burkhalter	Dement	Harvey
Broadfoot	Davis	Gregory	Johnson (Tallapoosa)

McNider	Money	Pruitt	Simon
Martin	Oakley	Richardson	Solomon
Mathison	Oden	Shumate	Windle

—24

*Nays:*

Messrs.:	Franklin	Hunt	Merrill
Adams (Jefferson)	Gilchrist	Jenkins	Murphy
Adams (Tallapoosa)	Gilmer	Johnson (Elmore)	Nettles
Albea	Gist	Kaul	Nice
Ashworth	Goodwyn	Kendall	Nolen
Bassett	Grouby	Kirkham	Payne
Boyd	Hain	Lackey	Perry
Bradford	Haltom	Law	Roberts
Brannan	Hanby	Lee (Barbour)	Speaks
Cornett	Hardy	Locke (Choctaw)	Steagall
Cox	Hare	Love	Stembridge
Crook	Harrison	McClendon (Chambers)	Thomas
deGraffenried	Hawkins	McKay	Tyson
DeSear	Hodges	McLendon (Butlock)	Vacca
Edwards (Escambia)	Holliman	Mathews	Wood
Edwards (Jefferson)	Huddleston		

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## READING OF JOURNAL COMPLETED

The Clerk completed the reading of the Journal of the House for the twelfth legislative day.

## JOURNAL FOR THE TWELFTH LEGISLATIVE DAY APPROVED

On motion of Mr. Hawkins the report of the Standing Committee on Rules heretofore set out was concurred in and adopted, and the Journal of the House for the twelfth legislative day was approved.

Yeas 79; Nays 0.

*Yeas:*

Mr. Speaker	Edwards (Escambia)	Hunt	Nice
Adams (Jefferson)	Edwards (Jefferson)	Jenkins	Nolen
Adams (Tallapoosa)	Franklin	Johnson (Elmore)	Oakley
Albea	Gilchrist	Johnson (Tallapoosa)	Oden
Ashworth	Gilmer	Kelly	Payne
Bassett	Gist	Kendall	Perry
Boyd	Gregory	Kirkham	Pruitt
Bradford	Grouby	Lackey	Richardson
Brannan	Hain	Law	Roberts
Branyon	Hall	Lee (Barbour)	Shumate
Brown (Lamar)	Haltom	Locke (Choctaw)	Simon
Burkhalter	Hanby	McClendon (Chambers)	Speaks
Cornett	Hardy	McKay	Steagall
Cox	Hare	McLendon (Butlock)	Stembridge
Crook	Harrison	McNider	Summerlin
Davis	Harvey	Mathison	Tyson
Dawkins	Hawkins	Merrill	Vacca
deGraffenried	Hodges	Money	Windle
Dement	Holliman	Murphy	Wood
DeSear	Huddleston	Nettles	

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## MOTION TO ADJOURN LOST

The motion of Mr. Selman that the House adjourn until Friday, June 21, 1957, at ten o'clock A.M. was lost.

Yeas 29; Nays 54.

*Yeas:*

Mr. Speaker	<b>Dawkins</b>	Johnson (Tallapoosa)	<b>Selman</b>
Bassett	Dement	Mathews	Shumate
Branyon	Edwards (Escambia)	Mathison	Simon
Broadfoot	Hall	Money	Solomon
Brown (Lamar)	Harvey	Murphy	Steagall
Burkhalter	Hunt	Oden	Stembridge
Cox	Jenkins	Payne	Wood
Davis			

—29

*Nays:*

Messrs.:	<b>Franklin</b>	Hodges	McNider
Adams (Jefferson)	Gilchrist	Holliman	Merrill
Adams (Tallapoosa)	Gilmer	Huddleston	Nettles
Albea	Gist	Johnson (Elmore)	Nice
Ashworth	Goodwyn	Kaul	Nolen
Boyd	Gregory	Kendall	Oakley
Bradford	Grouby	Kirkham	Perry
Brannan	Hain	Lackey	Pruitt
Cornett	Haltom	Law	Roberts
Crook	Hanby	Lee (Barbour)	Speaks
deGraffenried	Hardy	Locke (Choctaw)	Summerlin
DeSear	Hare	McClendon (Chambers)	Tyson
Dickson	Harrison	McKay	Vacca
Edwards (Jefferson)	Hawkins	McLendon (Bullock)	

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#### REPORT OF RULES COMMITTEE

Mr. Fite, Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the following resolution and ordered same returned to the House with a favorable report:

S. J. R. 15. By Mr. Eddins: WHEREAS the legislative measures recommended by the joint committee created by SJR 68, approved September 2, 1955, have been presented to the Legislature as required by said resolution; now therefore

BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING, That said joint committee be and hereby is discharged, and the resolution and order creating the same is hereby rescinded.

And S. J. R. 15 was concurred in and adopted.

Yeas 82; Nays 0.

*Yeas:*

Mr. Speaker	Crook	Gregory	Hunt
Adams (Jefferson)	Davis	Grouby	Jenkins
Adams (Tallapoosa)	Dawkins	Hain	Johnson (Elmore)
Albea	deGraffenried	Hall	Johnson (Tallapoosa)
Bassett	Dement	Haltom	Kelly
Boyd	Dickson	Hanby	Kendall
Bradford	Edwards (Escambia)	Hardy	Kirkham
Branyon	Edwards (Jefferson)	Hare	Lackey
Broadfoot	Ferrell	Harrison	Law
Brown (Lamar)	Franklin	Harvey	Lee (Barbour)
Burkhalter	Gilmer	Hawkins	Locke (Choctaw)
Cornett	Gist	Hodges	McClendon (Chambers)
Cox	Goodwyn	Holliman	McKay

McLendon (Bullock)	Nice	Roberts	Stembridge
McNider	Nolen	Selman	Summerlin
Mathews	Oakley	Shumate	Thomas
Mathison	Oden	Simon	Tyson
Merrill	Payne	Solomon	Vacca
Money	Perry	Speaks	Windle
Murphy	Pruitt	Steagall	Wood
Nettles	Richardson		

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## BILLS ON SECOND READING

Mr. Wood, Chairman of the Standing Committee on Conservation, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 237 (with substitute). Relating to state parks: To regulate further the sale and cutting of timber from lands forming the state park system, or any part thereof, by prescribing conditions under which timber therefrom may be sold; prescribing the manner in which such sales may be made; providing for the supervision of the cutting and removal of timber so sold; and prescribing penalties.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 554. Relating to Cullman County; changing the method of compensating certain officers of the county; placing such officers on a salary; and providing for their assistants, and the office space and equipment necessary for the conduct of their offices.

H. 555. To extend, alter and re-arrange the boundary lines and corporate limits of the town of Flomaton, in Escambia County, Alabama.

S. 195. To provide for the appointment of bailiffs for the circuit courts of all counties having a population of not less than 135,000 nor more than 225,000 inhabitants, according to the last or any subsequent federal decennial census, to regulate their compensation and provide for the payment thereof.

S. 243. To authorize and direct the Board of Education of Houston County to determine and fix the annual salary to be paid the Superintendent of Education, commencing at the beginning of the next term of office.

S. 284. Proposing an amendment to the Constitution of Alabama, relative to the levying of additional taxes for school purposes within Montgomery County.

The above bill was read a second time at length as required by the Constitution.

S. 291. To alter, re-arrange, and re-define the boundaries of the City of Tuskegee in Macon County.

## INTRODUCTION OF BILLS

Upon a call of counties the following bill was introduced, read one time and referred to appropriate standing committee, as follows:

H. 557. By Messrs. Bradford and McNider. Relating to counties having a population of not less than 26,000 nor more than 26,600, accord-

ing to the last or any subsequent federal decennial census; authorizing the payment of the salaries of certain employees of such counties on a semi-monthly basis.

Local Legislation No. 1.

### NOTICE IN WRITING

Messrs. Boyd and Brannan offered the following Notice in Writing:

On the next Legislative day we will move to amend Rule 4 of the Rules of the House of Representatives of Alabama to read as follows:

"Rule 4—The Rules of the House shall not be superseded except by a four-fifths vote of a quorum present and voting, except that the reading of the Journal of the preceding day shall be dispensed with by a majority vote of a quorum present and voting."

NOTICE IN WRITING BY MESSRS. BOYD AND BRANNAN

Read and filed.

### MOTION TO ADJOURN LOST

The motion of Mr. Burkhalter that the House adjourn until Friday, June 21, 1957, at ten o'clock A.M. was lost.

Yeas 26; Nays 48.

Yeas:

Mr. Speaker	Ferrell	Mathison	Shumate
Burkhalter	Gregory	Money	Simon
Cox	Harvey	Murphy	Solomon
Davis	Holliman	Oden	Steagall
Dawkins	Hunt	Payne	Stembridge
Dement	Jenkins	Selman	Wood
Edwards (Escambia)	Kelly		

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Nays:

Messrs.:	Gilchrist	Hodges	McNider
Adams (Tallapoosa)	Gilmer	Huddleston	Merrill
Albea	Gist	Johnson (Elmore)	Nettles
Ashworth	Goodwyn	Kaul	Nice
Bradford	Grouby	Kendall	Nolen
Brannan	Hain	Kirkham	Oakley
Cornett	Haltom	Lackey	Perry
Crook	Hanby	Law	Pruitt
deGraffenried	Hardy	Lee (Barbour)	Roberts
DeSear	Hare	McClendon (Chambers)	Speaks
Dickson	Harrison	McKay	Thomas
Edwards (Jefferson)	Hawkins	McLendon (Bullock)	Vacca
Franklin			

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### RECESS

On motion of Mr. Lee (Barbour) the House recessed for ten minutes.

Yeas 73; Nays 4.

Yeas:

Mr. Speaker	Ashworth	Branyon	Crook
Adams (Jefferson)	Bassett	Broadfoot	Davis
Adams (Tallapoosa)	Bradford	Brown (Lamar)	Dawkins
Albea	Brannan	Burkhalter	deGraffenried



Dement	Harvey	Lee (Barbour)	Payne
Edwards (Escambia)	Hawkins	Locke (Choctaw)	Perry
Edwards (Jefferson)	Hodges	McClendon (Chambers)	Roberts
Franklin	Holliman	McKay	Selman
Gilmer	Huddleston	McLendon (Bullock)	Shumate
Gist	Hunt	McNider	Simon
Goodwyn	Jenkins	Martin	Solomon
Gregory	Johnson (Elmore)	Mathews	Speaks
Grouby	Johnson (Tallapoosa)	Mathison	Steagall
Hain	Kaul	Merrill	Stembridge
Hall	Kelly	Money	Summerlin
Haltom	Kendall	Murphy	Vacca
Hanby	Lackey	Nolen	Windle
Hare	Law	Oden	Wood
Harrison			

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Nays: Messrs. Cornett, Cox, Kirkham, Nettles

—4

The House reconvened. The Speaker called the House to order.

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Dawkins to suspend the rules in order to make a motion was adopted.

Yeas 70; Nays 12.

Yeas:

Mr. Speaker	Dickson	Hunt	Murphy
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Nice
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Ferrell	Johnson (Tallapoosa)	Payne
Ashworth	Franklin	Kelly	Pruitt
Bassett	Gilchrist	Kendall	Richardson
Boyd	Gilmer	Kirkham	Roberts
Brannan	Gist	Lackey	Selman
Branyon	Gregory	Lee (Barbour)	Shumate
Broadfoot	Hall	Locke (Choctaw)	Simon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Burkhalter	Hanby	McKay	Steagall
Cornett	Hare	Martin	Stembridge
Cox	Harrison	Mathews	Thomas
Davis	Harvey	Mathison	Vacca
Dawkins	Hawkins	Merrill	Windle
deGraffenried	Hodges	Money	Wood
DeSear	Huddleston		

—70

Nays:

Messrs.:	Law	Nettles	Perry
Bradford	McLendon (Bullock)	Nolen	Solomon
Goodwyn	McNider	Oakley	Summerlin
Kaul			

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#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Dawkins to suspend the rules in order to place the bill, H. 71, as the first order of business in the Calendar preceding all other bills in the Calendar; and to postpone consideration of the bill, H. 71, until the twenty-second legislative day, was adopted.

Yeas 72; Nays 11.

*Yeas:*

Mr. Speaker	Dickson	Hunt	Murphy
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Nice
Adams (Tallahpoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albee	Ferrell	Johnson (Tallahpoosa)	Payne
Ashworth	Franklin	Kelly	Pruitt
Bassett	Gilchrist	Kendall	Richardson
Boyd	Gilmer	Kirkham	Roberts
Branyon	Gist	Lackey	Selman
Broadfoot	Gregory	Lee (Barbour)	Shumate
Brown (Lamar)	Grouby	Locke (Choctaw)	Simon
Burkhalter	Hall	McClendon (Chambers)	Speaks
Cornett	Haltom	McKay	Steagall
Cox	Hanby	McNider	Stembridge
Crook	Harrison	Martin	Thomas
Davis	Harvey	Mathews	Tyson
Dawkins	Hawkins	Mathison	Vacca
deGraffenried	Hodges	Merrill	Windle
DeSear	Huddleston	Money	Wood

—72

*Nays:*

Messrs.:	Kaul	Nettles	Perry
Bradford	Law	Nolen	Solomon
Goodwyn	McLendon (Bullock)	Oakley	Summerlin

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## CERTIFICATE OF CLERK

The House of Representatives:

I hereby certify that the House Bills hereinafter mentioned were delivered to the Executive Department on the date and hours named and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 12:15 P.M. On June 18, 1957

H. 74

H. 75

Delivered to the Secretary of State at 4:07 P.M. on June 18, 1957

H. 49

H. 96

Delivered to the Governor at 3:45 P.M. On June 18, 1957

H. 380

H. 382

H. 388

H. 391

H. 394

H. 395

H. 396

H. 397

H. 398

H. 399

H. 400

H. 401

H. 402

H. 403

H. 404

H. 405

H. 407  
H. 424  
H. 425  
H. 427  
H. 428  
H. 429

OAKLEY MELTON, JR.,  
Clerk.

## ADJOURNMENT

On motion of Mr. Dawkins the House adjourned until Friday, June 21, 1957, at ten o'clock A.M.

Yeas 74; Nays 5.

## Yeas:

Mr. Speaker	Ferrell	Hunt	Murphy
Adams ( <i>Jefferson</i> )	Franklin	Jenkins	Nolen
Albea	Gilchrist	Johnson ( <i>Elmore</i> )	Oden
Ashworth	Gilmer	Johnson ( <i>Tallapoosa</i> )	Payne
Bassett	Gist	Kelly	Pruitt
Boyd	Goodwyn	Kendall	Richardson
Branyon	Gregory	Kirkham	Roberts
Broadfoot	Grouby	Lackey	Selman
Brown ( <i>Lamar</i> )	Hall	Law	Shumate
Burkhalter	Haltom	Locke ( <i>Choctaw</i> )	Simon
Cornett	Hanby	McClendon ( <i>Chambers</i> )	Solomon
Cox	Hardy	McKay	Speaks
Crook	Hare	McNider	Steagall
Davis	Harrison	Martin	Stembridge
deGraffenried	Harvey	Mathews	Summerlin
DeSear	Hawkins	Mathison	Vacca
Dickson	Hodges	Merrill	Windle
Edwards ( <i>Escambia</i> )	Holliman	Money	Wood
Edwards ( <i>Jefferson</i> )	Huddleston		

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## Nays:

Messrs.:	McLendon ( <i>Bullock</i> )	Oakley	Perry
Bradford	Nettles		

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## FOURTEENTH DAY

House of Representatives  
Montgomery, Alabama  
Wednesday, June 19, 1957

The House did not meet today.

## FIFTEENTH DAY

House of Representatives  
Montgomery, Alabama  
Friday, June 21, 1957

The House met pursuant to adjournment.

## PRAYER

The session was opened with prayer by the Reverend W. G. Winstead, Pastor, Reeltown Baptist Church, Reeltown, Alabama.

## ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	Faulk	Kaul	Oden
Adams (Tallapoosa)	Ferrell	Kelly	Payne
Albea	Franklin	Kendall	Perry
Ashworth	Gilchrist	Killough	Pirkle
Bassett	Gilmer	Kirkham	Pruitt
Boyd	Gist	Lackey	Ramey
Bradford	Goodwyn	Law	Richardson
Brannan	Gregory	Lee (Barbour)	Roberts
Branyon	Grouby	Lee (Lawrence)	Rodgers
Brassell	Hain	Locke (Choctaw)	Selman
Brewer	Hall	Locke (Perry)	Shumate
Brooks	Haltom	Love	Simon
Brown (Lamar)	Hanby	McClendon (Chambers)	Solomon
Burkhalter	Hardy	McKay	Speaks
Callahan	Hare	McLendon (Bullock)	Steagall
Cornett	Harrison	McNider	Stembridge
Cox	Harvey	Mathews	Stokes
Davis	Hawkins	Mathison	Summerlin
Dawkins	Hodges	Merrill	Taylor
deGraffenried	Holliman	Money	Thomas
Dement	Huddleston	Murphy	Tyson
DeSear	Hunt	Nettles	Vacca
Dickson	Jenkins	Nice	Ward
Edwards (Escambia)	Johnson (Elmore)	Nolen	Windle

—100

A quorum was present.

## LEAVE OF ABSENCE

On motion of Mr. Ramey leave of absence was granted to Mr. Martin.

## REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the thirteenth legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

On motion of Mr. Simon, the reading at length of the Journal of the House for the thirteenth legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the thirteenth legislative day was approved.

Yeas 60; Nays 10.

Yeas:

Mr. Speaker	Albea	Brannan	Brewer
Adams (Jefferson)	Boyd	Branyon	Brooks
Adams (Tallapoosa)	Bradford	Brassell	Callahan

Davis	Grouby	Kendall	Oden
Dawkins	Hall	Kirkham	Pirkle
Dement	Hanby	Lee (Lawrence)	Roberts
Dickson	Harrison	Locke (Choctaw)	Selman
Edwards (Escambia)	Hodges	McClendon (Chambers)	Shumate
Edwards (Jefferson)	Holliman	McKay	Simon
Ferrell	Huddleston	McNider	Speaks
Franklin	Hunt	Merrill	Steagall
Gilchrist	Jenkins	Money	Stembridge
Gist	Johnson (Tallapoosa)	Murphy	Thomas
Goodwyn	Kaul	Nolen	Vacca
Gregory	Kelly	Oakley	Ward

—60

*Nays:*

Messrs.:	DeSear	Locke (Perry)	Richardson
Ashworth	Harvey	Nettles	Windle
Cornett	Killough	Ramey	

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolutions and returns same herewith to the House:

H. J. R. 33. That the Legislature of Alabama deplors the recent tendency of the Supreme Court of the United States to base its decisions solely, apparently, on the private views of its members, for in doing the Court subverts the rule of law, and has caused immeasurable confusion in the law, has precipitated much tension and unrest among our people, and has damaged severely the security of our nation.

Also:

H. J. R. 34. Naming House Bills 74 and 75.

Also:

H. J. R. 31. Congratulating Representative Roscoe Roberts upon the birth of his daughter.

J. E. SPEIGHT,  
Secretary.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 32. Mourning the passing of Major Waldo Emerson Ard and expressing sympathy to the surviving members of his family.

J. E. SPEIGHT,  
Secretary.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Joint Resolutions, your signature thereto is requested:

S. J. R. 15. Discharging joint committee created by S. J. R. 68, 1955, rescinding resolution and order creating same.

Also:

S. J. R. 32. Naming Senate Joint Resolution No. 30.

J. E. SPEIGHT,  
Secretary.

### SIGNING OF SENATE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Joint Resolutions, the titles to which are set out in the above and foregoing Message from the Senate.

### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House bill and returns same herewith to the House:

H. B. 52. Relating to counties having a population of less than eleven thousand nine hundred inhabitants according to the 1950 or any subsequent decennial census of the United States; to provide for the salary of the county superintendent of education of such counties.

J. E. SPEIGHT,  
Secretary.

### SENATE MESSAGE

On motion of Mr. Franklin the House concurred in and adopted the Senate amendment to the bill, H. 52, said Senate amendment being as follows:

Amendment to House Bill No. 52.

Amend Section 2 of House Bill No. 52 by striking therefrom the words "nor more than six thousand dollars (\$6,000) a year" and insert in lieu thereof the words "nor more than fifty-four hundred dollars (\$5,400) a year."

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Dement	Harrison	McClendon (Chambers)
Adams (Jefferson)	DeSear	Holliman	McKay
Adams (Tallapoosa)	Edwards (Escambia)	Hunt	McLendon (Bullock)
Albea	Edwards (Jefferson)	Jenkins	McNider
Ashworth	Faulk	Johnson (Elmore)	Mathews
Bassett	Ferrell	Johnson (Tallapoosa)	Merrill
Boyd	Franklin	Kelly	Money
Bradford	Gilchrist	Kendall	Murphy
Brannan	Gilmer	Killough	Nettles
Branyon	Gist	Kirkham	Nolen
Brassell	Goodwyn	Law	Oakley
Burkhalter	Hain	Lee (Barbour)	Oden
Callahan	Hall	Lee (Lawrence)	Payne
Cornett	Haltom	Locke (Choctaw)	Perry
Cox	Hanby	Locke (Perry)	Pirkle
Dawkins	Hardy	Love	Pruitt

Ramey  
Roberts  
Shumate

Simon  
Solomon  
Speaks

Steagall  
Taylor  
Thomas

Ward  
Windle

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### BILLS ON SECOND READING

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 38 (with substitute). To amend Section 179 (38) of Title 26 of the Code of Alabama 1940, which relates to the method of appeals from the State Oil and Gas Board of Alabama by filing a suit.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 487. To provide for actions for wrongful death, and to repeal conflicting laws, and to repeal Section 123 of Title 7 of the Code of Alabama of 1940.

H. 553. To propose an amendment of the Constitution of Alabama, relating to the rate of interest on bonds issued under the provisions of an amendment to the Constitution proposed by Act No. 125, Acts of Alabama, 1956, p. 179, submitted November 6, 1956, and proclaimed ratified November 15, 1956 (Proclamation Record K, p. 107).

The above bill was read a second time at length as required by the Constitution.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 482. To make an additional appropriation to the State Board of Registration for Architects for the fiscal year ending September 30, 1957 from funds in the State Treasury to the credit of the State Board of Registration for Architects.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, with amendments, and they were severally read a second time and placed on the Calendar, to-wit:

H. 79 (with amendments). To provide for a long range survey of the State's educational system, creating the Alabama Education Commission and making an appropriation.

H. 184 (with amendment). To create a Board to be known as the State Board of Registration for Foresters; to provide for the qualification of members of said Board to provide for the appointment of the members of said Board; to provide for their terms of office; to provide for the organization of said Board; to provide for the powers and duties of said Board; to provide for the registration of Foresters to provide for the recording of licenses; to provide for the definition of the practice of Forestry; to provide for the revocation of licenses; to provide

for fees for the issuance and recording of such licenses; to provide for reciprocity; to create a special fund to be known as the "Professional Foresters Fund", and to regulate expenditures therefrom; to repeal all laws in conflict with this Act; and to make an appropriation.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 328. To amend Section 75, of Title 15, Code of Alabama, 1940, which provides for the expenses of bringing back an absconding felon who consents to return without requisition.

H. 329. To amend Section 72, of Title 15, Code of Alabama, 1940, which provides for the expenses of bringing back an absconding felon on requisition for extradition.

H. 452. To amend Section 380 of Title 51, Code of Alabama, 1940, which relates to the recognition for income tax purposes of gains or losses upon the sale or exchange of property.

H. 111. To provide for the issuance of special license tags, upon the payment of an additional fee of one dollar, to disabled veterans of any armed conflict in which the United States was, is, or shall be engaged against any foreign state, whether as a result of a declared war or not, upon which, in lieu of the numbers now prescribed by law, shall be inscribed the letters "D. V.," and an identifying number as prescribed by the State Department of Revenue.

H. 102. To amend Section 92 of Title 11, Code of Alabama (1940), which relates to constables' fees in criminal cases.

H. 291. To amend Title 28, Sections 317 and 325 of the Code of Alabama 1940, as amended, which relates to the State Insurance Fund.

Mr. Nolen, Vice-Chairman of the Standing Committee on Education, reported that said Committee in session had acted on the following bills and ordered same returned to the House without recommendation, and they were severally read a second time and placed on the Calendar, to-wit:

H. 124 (without recommendation). To amend Section 41 of Title 52, Code of Alabama (1940), by providing for the appointment and qualifications of the state superintendent of education.

H. 302 (without recommendation). To provide for the coordinated administration of higher education by the creation of a body corporate, to be known as the Board of Regents of the University System of Alabama, charged with responsibility for the government of the state institutions of higher learning; to create the University System of Alabama, composed of the state institutions of higher learning, and to prescribe the method for appropriating funds for the support thereof; to provide for the Board of Regents, and to prescribe its powers and duties; to abolish the boards of trustees of the Alabama College, the Alabama Polytechnic Institute, and the University of Alabama; and to transfer to the Board of Regents the rights, responsibilities, privileges, powers, and duties originally conferred upon and exercised by the boards of trustees of the Alabama College, the Alabama Polytechnic Institute, and the University of Alabama, and the State Board of Education in regard to other state institutions of higher learning.



H. 123 (without recommendation). Relating to the State Board of Education; amending Sections 6, 7, 8, 9, 10, 11, 12, and 13 of Title 52, Code of Alabama (1940); providing for the election of members of said board.

Mr. Oden, Chairman of the Standing Committee on Business and Labor, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 499. To amend Section 12 of Title 29, Code of Alabama (1940), which relates to the advertising of alcoholic beverages.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 477. To provide for the establishment of standards for the subdivision of land outside the corporate boundaries and police jurisdiction of the incorporated municipalities by county or joint planning commissions; to provide for the establishment of land subdivision standards, the administration of review and approval and to provide for penalties for violations of this act.

H. 478. To empower counties to regulate, and control within portions of the county outside the corporate boundaries and police jurisdiction of incorporated municipalities, number of stories, and size of buildings and other structures, the percentage of lot that may be occupied, the size of yards, courts and other open spaces, the density of population, the location and use of buildings and structures, and the use, conditions of use, or occupancy of land for trade, industry, residence, recreation, water and flood damage prevention, or similar purposes and to establish adequate set-back lines for buildings and structures along roads and streets; to prescribe certain duties and functions of county planning commissions; to provide for county boards of zoning adjustment and define the authority, powers, and functions of such boards, the procedure and appeals from their decisions; and to provide remedies in the enforcement of ordinances, resolutions and regulations made by such counties under authority of this act.

H. 479. To provide for county planning, and the creation, organization, and powers of county planning commissions; to provide for the personnel and the financial and legal status of such commissions; and to further provide that two (2) or more counties, parts of counties, or a city or cities and a county or counties to form joint planning commissions.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 140. To provide an expense allowance for each member, other than the president or chairman, of the court of county commissioners, board of revenue or other like governing body of any county having a population of not less than 29,000 nor more than 29,350, according to the last or any subsequent federal decennial census.

H. 557. Relating to counties having a population of not less than 26,000 nor more than 26,600, according to the last or any subsequent federal decennial census; authorizing the payment of the salaries of certain employees of such counties on a semi-monthly basis.

### INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Brannan (with notice and proof):

H. 558. To alter, re-arrange, and extend the boundaries and corporate limits of the Town of Gulf Shores in Baldwin County.

Local Legislation No. 1.

Notice and Proof H. 558:

### LEGAL NOTICE

#### AN ACT TO EXTEND, ALTER AND REARRANGE THE BOUNDARY LINES AND CORPORATE LIMITS OF THE TOWN OF GULF SHORES, BALDWIN COUNTY, ALABAMA

Section 1. That the corporate limit boundaries of the Town of Gulf Shores, Baldwin County, Alabama, are hereby altered, rearranged and fixed as follows:

Beginning at the Southwest corner of Section 9, Township 9 South, Range 4 East: run thence West one quarter ( $\frac{1}{4}$ ) mile, more or less, to the Northwest corner of the Northeast Quarter ( $NE\frac{1}{4}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of Section 17, Township 9 South, Range 4 East; run thence South one-quarter ( $\frac{1}{4}$ ) mile, more or less, to the Southwest corner of the Northeast Quarter ( $NE\frac{1}{4}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of Section 17, Township 9 South Range 4 East; run thence East one quarter ( $\frac{1}{4}$ ) mile, more or less, to the Southeast corner of the Northeast Quarter ( $NE\frac{1}{4}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of Section 17, Township 9 South, Range 4 East; run thence South along the Section line to a point 406.4 feet South of the East quarter corner of Section 17, Township 9 South, Range 4 East; run thence South 57 degrees West 1700 feet, to a point 200 feet East of the East right-of-way line of Alabama Highway No. 3; run thence South 7 degrees and 45 minutes West 1329.7 feet, parallel to the center of Alabama Highway No. 3; run thence North 77 degrees East 1606.9 feet, to the East line of Section 17, Township 9 South, Range 4 East; run thence South 395 feet to the Southeast corner of Section 17, Township 9 South, Range 4 East; run thence East five-eighths ( $\frac{5}{8}$ ) mile to the Northeast corner of the West Half ( $W\frac{1}{2}$ ) of the West Half ( $W\frac{1}{2}$ ) of Lot "A", Section 21, Township 9 South, Range 4 East; run thence South 1057 feet to the centerline of Gulf Shores Boulevard; run thence South 77 degrees and 47 minutes West 424.7 feet, along the centerline of Gulf Shores Boulevard; run thence South 612 feet to the Gulf of Mexico; run thence South 80 degrees West, seven-eighths ( $\frac{7}{8}$ ) mile, more or less, along and with the margin of the Gulf of Mexico, to a point due South of the Southwest corner of the East Half ( $E\frac{1}{2}$ ) of the Southwest Quarter ( $SW\frac{1}{4}$ ) of the Southeast Quarter of Section 17, Township 9 South, Range 4 East; run thence North two and one-half ( $2\frac{1}{2}$ ) miles, more or less, to the Southwest corner of the East Half ( $E\frac{1}{2}$ ) of the Southwest Quarter ( $SW\frac{1}{4}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section 5, Township 9 South, Range 4 East; run thence East one-quarter ( $\frac{1}{4}$ ) mile to the North and South center line of the East Half ( $E\frac{1}{2}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section 5, Township 9 South, Range 4 East; run thence North one-half ( $\frac{1}{2}$ ) mile along the North and South centerline of the East Half

(E½) of the Southeast Quarter (SE¼) of Section 5, Township 9 South, Range 4 East; run thence North one-half (½) mile along the North and South centerline of the East Half (E½) of the Southeast Quarter (SE¼) of Section 5, Township 9 South, Range 4 East; run thence one-eighth (⅛) mile, more or less to the West right-of-way East one-eighth (⅛) mile, more or less to the West right-of-way line of Alabama Highway No. 59, run thence South one-half (½) mile along the West right-of-way line of Alabama Highway No. 59 to the Southeast corner of Section 5, Township 9 South, Range 4 East; run thence East one-eighth (⅛) mile, to the Northeast corner of the West Half (½) of the Northwest Quarter (NW¼) of the Northwest Quarter (NW¼) of Section 9, Township 9 South, Range 4 East; run thence South 1170 feet to the center line of the Intracoastal Canal; run thence North 88 degrees and 40 minutes East seven-eighths (⅞) mile to the East line of Section 9, Township 9 South, Range 4 East; run thence South 1550 feet to the East quarter corner of Section 9, Township 9 South, Range 4 East; run thence West three-quarters (¾) mile to the center of the West Half (W½) of Section 9, Township 9 South, Range 4 East; run thence South one-half (½) mile to the Southeast corner of the Southwest Quarter (SW¼) of the Southwest Quarter (SW¼) of Section 9, Township 9 South, Range 4 East; run thence West one-quarter (¼) mile to the point of beginning.

Section 2. This act shall become effective immediately upon passage and approval by the Governor, or upon its otherwise becoming a law.

#### AFFIDAVIT OF PUBLICATION

I, E. M. Howell, Publisher of The Onlooker, published at Foley, Ala., do solemnly swear that a copy of the above notice, as per clipping attached, was published once each week in the regular and entire edition of said newspaper, and not in any supplement thereof, for 4 consecutive weeks, commencing with the issue dated May 9, 1957, and ending with the issue dated May 30, 1957.

E. M. HOWELL

Subscribed and sworn to before me this 12 day of June, 1957.

CLAUDE PETEET,  
Notary Public.

My commission expires July 18, 1959

By Messrs. Brannan, Boyd, Dickson, Brooks, Kendall and Summerlin:  
H. 559. To provide further for the printing and publishing of certain acts of the Legislature.

Ways and Means.

By Messrs. Crook and McLendon (with notice and proof):

H. 560. Relating to Bullock County: To authorize and empower the county board of education of Bullock County to remove or terminate the contract of employment of any teacher in the public school system at any time such action is deemed necessary to promote the best interest of the schools under its jurisdiction; repealing conflicting laws.

Local Legislation No. 1.

Notice and Proof H. 560:

LEGAL

STATE OF ALABAMA  
COUNTY OF BULLOCK

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Bullock County: To authorize and empower the county board of education of Bullock County to remove or terminate the contract of employment of any teacher in the public school system at any time such action is deemed necessary to promote the best interest of the schools under its jurisdiction; repealing conflicting laws.

Be it Enacted by the Legislature of Alabama:

Section 1. The board of education of Bullock County, Alabama, may remove or terminate the contract of employment of any teacher in the public school system of the county, whether such teacher be on continuing service status or on a probationary appointment, at any time such action is deemed necessary to promote the best interest of the schools under the board's jurisdiction. The action of the board of education in regard to any such discharge shall be final and conclusive and shall not be subject to review or modification by any officer or agency, the provisions of Chapter 13, Title 52, Code 1940, as amended, to the contrary notwithstanding; provided, however, that no teacher shall be summarily dismissed under this Act, but shall be given a reasonable notice of the proposed action by the board and provided an opportunity to be heard.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

5-30-4tc

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF BULLOCK

Before me, the undersigned authority in and for said County in said State this day personally appeared W. H. Garner, who being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Union Springs Herald, a newspaper of general circulation published in Bullock County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 30, June 6, June 13, and June 20, all in the year 1957.

WM. H. GARNER,

Sworn to and subscribed before me June 21, 1957.

RUBY M. GARNER,  
Notary Public.

By Messrs. McClendon and Hunt:

H. 561. To validate, in certain cases, industrial development boards attempted to be organized under the provisions of Act No. 648 adopted

at the 1949 Regular Session of the Legislature of Alabama, as amended, and invalid because of any irregularity in the procedure for incorporation.

Judiciary.

By Mr. Hunt:

H. 562. To amend further Section 776 of Title 51, Code of Alabama (1940), which provides that the state sales tax shall be bracketed and added to the purchase price, makes it unlawful to refund such tax, and provides penalties.

Ways and Means.

By Mr. Hunt:

H. 563. To confer on the State Board of Education authority to borrow money and issue bonds for the purpose of financing the construction of public school buildings; to provide that such bonds and the income therefrom shall be exempt from taxation, and that such bonds may be used to secure deposits of funds of the State and its instrumentalities and agencies and for the investment of trust funds, and shall not create an obligation or debt of the State; to provide that all such bonds issued by said board may thereafter be refunded by the issuance of refunding bonds; to make an appropriation and pledge of funds necessary to pay the principal of and interest on such bonds; to authorize said board to pledge such funds for payment of the principal of and interest on such bonds; and to provide that such principal and interest shall be payable solely from such funds, but that said bonds will nevertheless constitute negotiable instruments.

Ways and Means.

By Mr. Taylor:

H. 564. To raise revenue for educational purposes; to levy and provide for the collection of an additional license or privilege tax upon every person, firm, or corporation engaged in the business of publishing a newspaper in this State; and to prescribe penalties for violations of the Act.

Ways and Means.

By Messrs. Locke (Choctaw) and Adams (Tallapoosa):

H. 565. To amend Section 15 of Title 56, Code of Alabama, 1940, which prescribes approval thereon by the municipal authorities of certain maps or plats of land lying within the corporate limits or police jurisdiction of certain cities before recording of such maps or plats.

Local Government.

By Messrs. McNider and Bradford:

H. 566. To fix the compensation of members of the court of county commissioners, board of revenue or like governing body of all counties having a population of not less than 26,000 nor more than 26,600, according to the last or any subsequent federal decennial census.

Local Legislation No. 1.

By Mr. Stokes (with notice and proof):

H. 567. Relating to the municipality of Enterprise in Coffee County: To alter, rearrange, and extend the boundaries and corporate limits of the municipality of Enterprise, exempting annexed farm land and appurtenances from municipal ad valorem taxation so long as the same is used for farm purposes.

Local Legislation No. 1.

Notice and Proof H. 567:

LEGAL ADVERTISING  
NOTICE

STATE OF ALABAMA  
COUNTY OF COFFEE

Notice is hereby given that at the 1957 regular session of the Legislature of Alabama, a bill substantially as follows will be introduced and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to the municipality of Enterprise in Coffee County: To alter, rearrange, and extend the boundaries and corporate limits of the municipality of Enterprise, exempting annexed farm land and appurtenances from municipal ad valorem taxation so long as the same is used for farm purposes.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries of the municipality of Enterprise in Coffee County are hereby altered, rearranged, and extended so that all the territory herein described, lying and being in Coffee County, Alabama, will be embraced within the corporate limits of the municipality, to-wit: Commencing at a point two miles due west of the Boll Weevil Monument in the center of the intersection of Carmichael (or Main) and Henry (or College) streets in the City of Enterprise, thence due north a distance of two miles, thence due east a distance of four miles, thence due South a distance of four miles, thence due west a distance of four miles, and thence due north a distance of two miles to the starting point.

Section 2. All farm land annexed by this Act, the improvements thereon and the appurtenances thereunto appearing, shall be exempt from all ad valorem taxation by the municipality of Enterprise during the time such property is used for farming purposes.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Jackson W. Stokes,  
Member House of Representatives.  
9M4tc.

STATE OF ALABAMA  
COFFEE COUNTY

Manuel Segall, of said state and county, being first duly sworn, on his oath says:

That he is the publisher of The Enterprise Ledger, a weekly newspaper of general circulation, printed and published in the City of Enterprise in said county and state, and has been such during the time hereinafter mentioned, and that the advertisement headed:

Notice is hereby given that at the 1957 regular session of the legislature of Alabama, a printed copy of which is hereto attached, was

printed and published in every copy of each issue of said newspaper for a period of 4 consecutive weeks, to-wit:

First Publication May 9, 1957  
Second Publication May 16, 1957  
Third Publication May 23, 1957  
Fourth Publication May 30, 1957

MANUEL SEGALL,  
Publisher.

Sworn to and subscribed before me this the 4th day of June, 1957.

HELEN D. ADAMS,  
Notary Public.

My commission expires Feb. 2, 1959.

By Messrs. Kendall and Edwards (Escambia):

H. 568. To amend Section 103 of Title 11, Code of Alabama (1940), which relates to the fees and compensation of witnesses in criminal cases.

Ways and Means.

By Mr. Hawkins:

H. 569. To propose an amendment to the Constitution forbidding enactment of a law placing responsibility for construction and maintenance of county roads in the State Highway Department or other state agency unless authorized by a vote of the qualified electors of the county.

Constitution and Elections.

The above bill was read a first time at length as required by the Constitution.

By Mr. Hawkins:

H. 570. To make an additional appropriation, out of any funds in the State Treasury not otherwise appropriated, for the fiscal year ending September 30, 1959, in the amount of \$105,000.00 to the Department of Finance, Division of Control and Accounts, to be expended for "other expenses".

Ways and Means.

By Messrs. Hawkins and Thomas:

H. 571. To propose an amendment to the Constitution of Alabama authorizing and providing for the issuance of not more than three million five hundred thousand dollars in principal amount of general obligation bonds of the State of Alabama for building, construction and improvement purposes at the University of Alabama Medical Center in Birmingham.

Constitution and Elections.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Hawkins and Hanby (with notice and proof):

H. 572. Relating to Etowah County; to require employers of more than one hundred persons on an hourly wage basis to pay his employees their wages not later than on Friday of each week; prescribing penalties.

Local Legislation No. 1.

Notice and Proof H. 572:

STATE OF ALABAMA  
COUNTY OF ETOWAH

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Etowah County; to require employers of more than one hundred persons on an hourly wage basis to pay his employees their wages not later than on Friday of each week; prescribing penalties.

Be It Enacted by the Legislature of Alabama:

Section 1. Whoever employs more than one hundred persons in Etowah County on an hourly wage basis shall pay to each of his employees on or before Friday of each week the wages earned by him to a day not more than six days prior to the date of such payment, if a majority of such employees so demand, unless a pay period for such employees is otherwise established by law.

Section 2. Whoever wilfully refuses to comply with this Act shall be guilty of a misdemeanor, and each day such refusal continues shall constitute a separate offense; upon conviction thereof, the offender shall be fined not less than one nor more than fifty dollars for each separate offense.

Section 3. The provisions of this Act shall become operative only if approved by a majority of the electors of Etowah County who vote in a referendum election to be held on the same day as the first county-wide election. The court of county commissioners, board of revenue or like governing body of Etowah County, by whatever name called or designated, shall order and provide for the holding of the referendum on such date. On the ballots to be used at the referendum election the question shall be stated substantially as follows: "Shall the provisions of Act No. .... of the 1957 Regular Session of the Legislature, an act requiring employers to pay wages weekly under certain conditions, be adopted? Yes ( ), No ( )." If a majority of the votes cast at the referendum election are "yes," the provisions of this Act shall become operative immediately. If the majority of the votes cast are "no," the Act shall have no further effect.

May 26, June 2, 9, 17.

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF ETOWAH

Before me, the undersigned authority in and for said County in said State, this day personally appeared Ollie Wright, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Adv. Bookkeeper of The Gadsden Times, a newspaper of general circulation published in Etowah County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 26, June 2, 9, 17, all in the year 1957.

OLLIE WRIGHT.

Sworn to and subscribed before me June 17, 1957.

T. R. WILLIAMS,

Notary Public, Etowah County, Ala.

My commission expires May 21, 1961.



By Mr. Burkhalter (with notice and proof):

H. 573. To amend Section 5 of an act entitled "Relating to the construction, maintenance and repair of the county roads and bridges of Cherokee County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department and relieving the county and the officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds, including Cherokee County's proportionate share of the State gasoline tax, State motor vehicle license tax allocated to the county, supplies, equipment, machinery and materials for the construction, maintenance and repair of county roads, and bridges; and repealing conflicting laws," approved August 23, 1955, being Act No. 261.

Local Legislation No. 1.

Notice and Proof H. 573:

#### LEGAL NOTICES

#### NOTICE OF INTENTION TO APPLY FOR ADOPTION OF LOCAL BILL

STATE OF ALABAMA  
CHEROKEE CONTY

Notice is hereby given of intention to apply for the adoption of a local bill in the present (1957 regular session) of the Legislature of Alabama, which bill to provide in substance as follows:

#### A BILL TO BE ENTITLED AN ACT

TO AMEND Section 5 of an act entitled "Relating to the construction, maintenance and repair of the county roads and bridges of Cherokee County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department and relieving the county and the officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds, including Cherokee County's proportionate share of the State gasoline tax, State motor vehicle license tax allocated to the county, supplies, equipment, machinery and materials for the construction, maintenance and repair of county roads and bridges; and repealing conflicting laws," approved August 23, 1955, being Act No. 261.

Be It Enacted by the Legislature of Alabama:

Section 1. That Section 5 of an act entitled "Relating to the construction, maintenance and repair of the county roads and bridges of Cherokee County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department and relieving the county and the officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds, including Cherokee County's proportionate share of the State gasoline tax, State motor vehicle license tax allocated to the county, supplies, equipment, machinery and materials for the construction, maintenance and repair of county roads and bridges; and repealing conflicting laws," approved August 23, 1955, being Act No. 261, be and the same is hereby amended so as to read as follows:

"Section 5. Persons employed by Cherokee County for road and bridge work who are in service on the effective date of this Act may

be continued in service by the State Highway Department, in its discretion, until January 1, 1957, without regard to the State's Merit System Act or rules and regulations promulgated under its authority. All other persons employed by the department in the administration of this Act shall be employed subject to the Merit System Law, after June 1, 1957, provided that any person employed by the department upon the effective date of this Act shall be automatically covered under the Merit System Act, and it shall not be necessary to re-employ such persons."

Section 2. That all laws and parts of laws in conflict with the provisions hereof be and the same hereby are expressly repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor or its otherwise becoming a law.

Representative, J. B. Burkhalter.

13-4c.

#### STATE OF ALABAMA COUNTY OF CHEROKEE

Before me, E. G. James, a Notary Public in and for said county in said state, personally appeared Joe Shaw, Jr., who, being by me first duly sworn, deposes and says that he is publisher of the Cherokee County Herald, a newspaper published in the Town of Centre, Alabama, in Cherokee County, Alabama; that the attached is a true, correct and complete copy of Intention to apply for adoption of local bill as published in said newspaper once a week for four consecutive weeks, beginning on the 20th day of May, 1957, that said newspaper has been so published in said town for a period of more than fifty-two (52) consecutive weeks prior to the date of said publication and has a general circulation in said town and county; and that said newspaper has been entered as second class mail matter in the United States Post Office in said town for a period of more than fifty-two (52) consecutive weeks prior to the date of said publication.

JOE SHAW, JR.

Sworn to and subscribed before me this 20th day of June, 1957.

E. G. JAMES,  
Notary Public.

By Messrs. Branyon and Callahan:

H. 574. To provide assistance to any person, who is not now receiving a monthly benefit from the Teachers' Retirement System, who served a minimum of 15 years as a teacher in the public schools of Alabama and whose service as a teacher was terminated because of disability before attaining age 60.

Ways and Means.

By Mr. Faulk (with notice and proof):

H. 575. Relating to Geneva County; authorizing and requiring the court of county commissioners, board of revenue or like governing body of said county to provide clerk-hire allowances for certain county officers.

Local Legislation No. 1.

Notice and Proof H. 575.

#### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF GENEVA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Geneva County; authorizing and requiring the court of county commissioners, board of revenue or like governing body of said county to provide clerk-hire allowances for certain county offices..

Be It Enacted by the Legislature of Alabama:

Section 1. The court of county commissioners, board of revenue, or like governing body of Geneva County is hereby authorized and required to provide for the clerk of the circuit court, the tax assessor, the tax collector, and sheriff of Geneva County a clerk-hire allowance of \$2700.00 dollars for each year. The allowance shall be paid from the county treasury in equal monthly installments, on vouchers signed by the officer entitled to the allowance.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains..

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

33-4tc

CERTIFICATE OF PUBLICATION

STATE OF ALABAMA  
GENEVA COUNTY

I, Joel P. Smith, Publisher of the Geneva County Reaper, a weekly newspaper published in Geneva, Geneva County, Ala.,\* do hereby certify that the advertisement attached hereto has been published in said newspaper for a period of 4 consecutive weeks, commencing May 23, 1957, and ending June 13, 1957.

Witness my hand this 20 day of June, 1957.

JOEL P. SMITH.

Sworn to and subscribed before me this 20 day of June, 1957.

JOHN DRAUGHON,  
Notary Public.

\* This is to certify that the Geneva County Reaper has a general circulation in the County in which it is published and that this newspaper has been mailed under the second class mailing privileges for 52 consecutive weeks prior to the publication of this foreclosure advertisement, and that a copy of the newspaper containing the first notice of sale was mailed to the mortgagor at his or her last known address.

By Mr. Stembridge (with notice and proof):

H. 576. To fix the compensation of certain officers of Houston County; repealing conflicting laws.

Local Legislation No. 1.

Notice and Proof H. 576:

STATE OF ALABAMA  
COUNTY OF HOUSTON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To fix the compensation of certain officers of Houston County; repealing conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The following officers of Houston County shall be entitled to receive the following salaries for the performance of their duties, and such salary shall be in lieu of all other compensation heretofore provided or prescribed by law:

(a) For the probate judge—eight thousand four hundred dollars (\$8400.00) per annum;

(b) For the tax assessor—six thousand dollars (\$6000.00) per annum;

(c) For the tax collector six thousand dollars (\$6000.00) per annum;

(d) For the circuit clerk—six thousand dollars (\$6000.00) per annum;

(e) For the judge of The Houston Law and Equity Court—six thousand dollars (\$6000.00) per annum;

(f) For the register of the circuit court—four thousand eight hundred dollars (\$4,800.00) per annum;

(g) For the sheriff—seven thousand five hundred dollars (\$7,500.00) per annum. The sheriff shall also be allowed his necessary expenses incurred in apprehending and returning prisoners from other states, to be paid on requisition filed with and approved by the court of county commissioners, or like governing body of the county, provided that such expenses shall not exceed one thousand dollars (\$1,000.00) per annum.

Section 2. The salaries of the officers enumerated in Section 1 of this Act shall be paid in equal monthly installments from the general fund of Houston County as the salaries of employees of the county are paid.

Section 3. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this Act are repealed.

Section 5. The compensation provided by this Act shall become effective as to each office named herein at the expiration of the term of the incumbent.

Authorized by:

Richmond M. Flowers  
R. J. "Bob" Stembridge

May 14, 21, 28, June 4, 1957

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF HOUSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. T. Lane, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the Dothan Eagle, a newspaper of general circulation published in Houston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 14, 21, 28, and June 4, all in the year 1957.

J. T. LANE, JR.

Sworn to and subscribed before me June 12, 1957.

JOHN D. HENDERSON,  
Notary Public

By Messrs. Money and Gist (with notice and proof):

H. 577. To amend Act No. 268, H. 776, approved August 23, 1955, entitled "An Act to designate by number the various places upon the City Council of the City of Scottsboro, Alabama, fix their terms of office and provide for their election."

Local Legislation No. 1.

Notice and Proof H. 577:

NOTICE

Notice is hereby given, as required by law, of the intention to apply at the 1957 session of the Legislature of Alabama for the adoption and enactment into law of the following local legislation or local act, to-wit:

AN ACT

To amend Act No. 268, H. 776, approved August 23, 1955, entitled "An Act to designate by number the various places upon the City Council of the City of Scottsboro, Alabama, fix their terms of office and provide for their election."

Be It Enacted by the Legislature of Alabama:

Section 1. Act No. 268, H. 776, approved August 23, 1955, entitled "An Act to designate by number the various places upon the City Council of the City of Scottsboro, Alabama, fix their terms of office and provide for their election," is hereby amended to read as follows:

Section 1. The places of the five Aldermen upon the City Council of the City of Scottsboro, Alabama, shall be designated by number from 1 to 5, inclusive.

Section 2. At the next general municipal election to be held in and for the City of Scottsboro, Alabama, on the third Monday in September, 1958, for the purpose of electing aldermen for places number

2 through 5, inclusive, there shall be elected an alderman for each such place, number 2 through 5, inclusive, whose terms of office shall be as follows:

Alderman for place number 2—Two years.

Aldermen for places number 3, through 5, inclusive—Four years each.

Section 3. At the general municipal election to be held in and for the City of Scottsboro, Alabama, on the third Monday in September, 1960, for the purpose of electing a Mayor and an alderman for place number 1 and an alderman for place 2, each of these three officials shall be elected for a four year term.

Section 4. Following such general municipal election in 1960, there shall be held in the City of Scottsboro, Alabama, each two years thereafter, on the third Monday in September, a general municipal election for the purpose of filling the positions on the City governing body becoming vacant during the year of the election by expiration of the term of office, and the term of office of each such official so elected shall be for four years.

Section 5. At all of the elections provided for herein, the various places on the Council to be filled by such elections shall be designated by the proper number on the ballots used at such elections, and each candidate shall, at the time he files his statement of candidacy, designate in such statement the number of the place he seeks, and the same person shall not be a candidate for more than one position during one election.

Section 6. Except as otherwise provided herein all elections held under the terms of this act shall be held in accordance with the general municipal election laws of the State of Alabama pertaining to the mayor-council form of government, and the persons elected at such elections shall assume the duties of their respective offices on the first Monday in October following such election unless a tie vote necessitates a run off election, in which event the provisions of Title 37, Section 34 (16), Code of Alabama of 1940, as amended, shall control with reference to such run off election.

Section 2. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

430S4C

#### AFFIDAVIT OF NOTICE BY PUBLICATION

##### STATE OF ALABAMA JACKSON COUNTY

Before me, the undersigned authority, in and for said County and State, personally appeared William A. Edwards, who, being by me first duly sworn, deposes and says that he is Associate Editor and Publisher of the Jackson County Sentinel, which is a newspaper published weekly at Scottsboro, Jackson County, Alabama, that said newspaper is and has continuously been for many years a newspaper of general circulation in Jackson County, Alabama, and that there was published in said Jackson County Sentinel once a week for four consecutive weeks in the issues of said newspaper of April 30, 1957, May 7, 1957, May 14, 1957, and May 21, 1957, the attached legal notice of the intention to apply for passage by the Alabama legislature of certain local legislation to amend Act No. 268, H. 776, approved August 23, 1955, and that during

all of said times said Jackson County Sentinel was a newspaper published in Scottsboro, Jackson County, Alabama.

WILLIAM A. EDWARDS,  
Associate Editor and Publisher,  
the Jackson County Sentinel.

Subscribed and sworn to before me on this the 17 day of June, 1957.

JOSEPH A. LEE,  
Notary Public.

By Messrs. Gist and Money (with notice and proof):

H. 578. To amend Act No. 453, H. 844, approved September 9th, 1955, entitled "An Act Relating to Jackson County; authorizing the sheriff to appoint three additional deputies; providing for the qualifications, compensation, powers and duties of such deputies; authorizing the court of county commissioners, board of revenue, or other like governing body of Jackson County to pay to the sheriff of the County an allowance to defray the operational and maintenance cost of transportation incurred by such deputies in the performance of their official duties; and repealing conflicting laws." (Acts of Alabama, 1955, p. 1039).

Local Legislation No. 1.

Notice and Proof H. 578:

STATE OF ALABAMA  
COUNTY OF JACKSON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To amend Act No. 453, H. 844, approved September 9th, 1955, entitled "An Act Relating to Jackson County; authorizing the sheriff to appoint three additional deputies; providing for the qualifications, compensation, powers and duties of such deputies; authorizing the court of county commissioners, board of revenue, or other like governing body of Jackson County to pay to the sheriff of the county an allowance to defray the operational and maintenance cost of transportation incurred by such deputies in the performance of their official duties; and repealing conflicting laws." (Acts of Alabama, 1955, p. 1039).

Be It Enacted by the Legislature of Alabama:

Section 1. Section 3 of Act No. 453, H. 844, approved September 9th, 1955, entitled "An Act Relating to Jackson County authorizing the sheriff to appoint three additional deputies; providing for the qualifications, compensation, powers and duties of such deputies; authorizing the court of county commissioners, board of revenue, or other like governing body of Jackson County to pay to the sheriff of the county an allowance to defray the operational and maintenance cost of transportation incurred by such deputies in the performance of their official duties; and repealing conflicting laws." (Acts of Alabama, 1955, p. 1039) is amended to read as follows:

"Section 3. The court of county commissioners, board of revenue, or like governing body of Jackson County is hereby authorized to pay to the sheriff of the county a sum not to exceed one thousand eight

hundred dollars (\$1,800.00) per annum, payable in equal monthly installments out of the general fund of the county, to defray the operational and maintenance cost of transportation incurred by the three deputies provided herein in the performance of their official duties."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

522A4C.

### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF JACKSON

Before me, the undersigned authority in and for said County in said State, this day personally appeared William A. Edwards, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Associate Editor of the Progressive Age, a newspaper of general circulation published in Jackson County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 23rd, May 30th, June 6th, and June 13th, all in the year 1957.

WILLIAM A. EDWARDS.

Sworn to and subscribed before me June 17th, 1957.

JOHN B. TALLY,  
Notary Public.

By Messrs. Money, Lee (Lawrence), Oden, Gregory, Reynolds, Gist, Speaks, Cox, Jenkins, Nettles, Kirkham, Holliman, Oakley, Stokes, Brannan, Brooks, Killough, Taylor, Solomon, Mathison, Brassell, Cornett, Edwards (Escambia), Mathews, Payne, Kelly, Burkhalter, Dement and Ashworth:

H. 579. To amend further Section 23 of Title 23, Code of Alabama (1940) which relates to partial payments to contractors performing road or bridge work.

Rules.

By Messrs. Money and Gist:

H. 580. To amend Section 5, Title 55, Code of Alabama, 1940.

State Administration.

By Mr. Law (with notice and proof):

H. 581. Relating to Elmore County; appropriating from the general fund of said county the sum of ten thousand dollars (\$10,000) for each of the fiscal years ending September 30, 1957, September 30, 1958, September 30, 1959, September 30, 1960, and September 30, 1961, the total amount of which, or so much thereof as may be necessary, shall be used exclusively for acquiring voting machines as directed by law.

Local Legislation No. 1.

Notice and Proof H. 581:

#### STATE OF ALABAMA COUNTY OF ELMORE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:



A BILL  
TO BE ENTITLED  
AN ACT

Relating to Elmore County; appropriating from the general fund of said county the sum of ten thousand dollars (\$10,000) for each of the fiscal years ending September 30, 1957, September 30, 1958, September 30, 1959, September 30, 1960, and September 30, 1961, the total amount of which, or so much thereof as may be necessary, shall be used exclusively for acquiring voting machines as directed by law.

Be It Enacted by the Legislature of Alabama:

Section 1. The sum of ten thousand dollars (\$10,000) is hereby appropriated from the general fund of Elmore County for each of the fiscal years ending September 30, 1957, September 30, 1958, September 30, 1959, September 30, 1960, and September 30, 1961, the total amount of which, or so much thereof as may be necessary, shall be expended by the court of county commissioners, board of revenue, or like governing body of said county, solely for the purpose of acquiring voting machines for use at elections held in the county. The annual appropriations herein made may be set aside in a special fund to accumulate a sufficient amount to accomplish the purpose herein mentioned, or such appropriations may be spent annually for such purpose, it being the intent of this Act to provide the necessary funds for the governing body of Elmore County to comply with Act No. 170, H. 412, approved July 29, 1955, entitled "An Act relating to Elmore County; authorizing and directing the court of county commissioners of Elmore County to provide for the installation and use of voting machines throughout the county in all general, special or primary elections" Acts of Alabama 1955, Vol. I p. 435).

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

C. Jack Law  
Member House of Rep.  
Elmore County

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF ELMORE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Herve Charest, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Tallassee Tribune, a newspaper of general circulation published in Elmore County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama said notice having appeared in the issues of said paper on May 30, June 6, June 13, and June 20, all in the year 1957.

HERVE CHAREST, JR.

Sworn to and subscribed before me June 20, 1957.

WILLIAM J. BROACH, JR.  
Notary Public.

By Mr. Adams (Jefferson):

H. 582. To amend Section 5 (1) of Act No. 515, H. 93, approved July 9, 1945 (General Acts 1945 p. 734) as amended, which relates to the Employees Retirement System of Alabama.

Ways and Means.

By Mr. Adams (Jefferson):

H. 583. Further amending Section 107, Title 17, Code of Alabama (1940), which relates to instruction and assistance for voters at polls where voting machines are used, by permitting physically disabled voters to receive assistance from persons of their own choosing.

Constitution and Elections.

By Messrs. Hawkins and Vacca:

H. 584. To provide for the Safety of Life, Limb and Property, and to Create a Board of Boiler Rules to Serve Without Salary and to Formulate and Promulgate Rules and Regulations for the Safe Construction, Installation, Inspection and Repair of Boilers and Unfired Pressure Vessels; To Provide for the Enforcement of the Rules and Regulations Promulgated by The Board of Boiler Rules; To Provide for the Examination and Appointment of Boiler Inspectors; To Provide for the Inspection of Boilers and Unfired Pressure Vessels, The Fees to be Charged Therefor, and the Reports to be made thereof; To Provide for Inspection Certificates; To Provide for Appeals; To Provide an Appropriation to Carry out the Provisions of the Act; and to Provide a Penalty for the violation of the Provisions of this Act.

Business and Labor.

By Mr. Lee (Lawrence) (with notice and proof):

H. 585. Making an appropriation from the treasury of Lawrence County for the relief of W. A. Pullen to compensate him for damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages.

Local Legislation No. 1.

Notice and Proof H. 585:

STATE OF ALABAMA  
COUNTY OF LAWRENCE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Making an appropriation from the treasury of Lawrence County for the relief of W. A. Pullen to compensate him for damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages.

Be It Enacted by the Legislature of Alabama:

Section 1. The sum of three hundred forty-one dollars and thirty-nine cents (\$341.39) is hereby appropriated from the gasoline tax funds of Lawrence County, or from any other funds in the county treasury not otherwise appropriated, to the use and benefit of W. A. Pullen, for the purpose of compensating the said W. A. Pullen for damages incurred as the result of a motor vehicle accident involving a county highway truck and a vehicle owned by W. A. Pullen. Said accident occurred in Lawrence County under such circumstances that the county is morally and justly obligated to pay the damages, but the said Pullen has no recourse at law to recover the same.

Section 2. The court of county commissioners, board of revenue or like governing body of Lawrence County is hereby authorized, directed and required to draw, or cause to be drawn, a warrant in favor of

W. A. Pullen for the amount appropriated herein; and the custodian of county funds is hereby authorized directed and required to pay the same upon due presentation thereof.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Joe Calvin  
W. J. Lee, Jr.

20-4.

### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF LAWRENCE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Arthur F. Slaton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Moulton Advertiser, a newspaper of general circulation published in Lawrence County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 16, May 23, May 30, and June 6, all in the year 1957.

ARTHUR F. SLATON.

Sworn to and subscribed before me June 13, 1957.

WANDA C. BOYLES,  
Notary Public.

By Mr. Lee (Lawrence) (with notice and proof):

H. 586. Making an appropriation from the treasury of Lawrence County for the relief of J. B. Byars to compensate him for damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages.

Local Legislation No. 1.

Notice and proof H. 586:

#### STATE OF ALABAMA COUNTY OF LAWRENCE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Making an appropriation from the treasury of Lawrence County for the relief of J. B. Byars to compensate him for damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages..

Be It Enacted by the Legislature of Alabama:

Section 1. The sum of one hundred two dollars and seventy-one cents (\$102.71) is hereby appropriated from the gasoline tax funds of Lawrence County, or from any other funds in the county treasury not otherwise appropriated, to the use and benefit of J. B. Byars, for the purpose of compensating the said J. B. Byars of damages incurred as

the result of a motor vehicle accident involving a county highway truck and a vehicle owned by said J. B. Byars. Said accident occurred in Lawrence County under such circumstances that the county is morally and justly obligated to pay the damages, but the said Byars has no recourse at law to recover the same.

Section 2. The court of county commissioners, board of revenue or like governing body of Lawrence County is hereby authorized, directed and required to draw, or cause to be drawn, a warrant in favor of J. B. Byars for the amount appropriated herein; and the custodian of county funds is hereby authorized, directed and required to pay the same upon due presentation thereof.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Joe Calvin  
W. J. Lee, Jr.

20-4.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF LAWRENCE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Arthur F. Slaton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Moulton Advertiser, a newspaper of general circulation published in Lawrence County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 16, May 23, May 30, and June 6, all in the year 1957.

ARTHUR F. SLATON.

Sworn to and subscribed before me June 13, 1957.

WANDA C. BOYLES,  
Notary Public.

By Mr. Lee (Lawrence) (with notice and proof):

H. 587. Making an appropriation from the treasury of Lawrence County for the relief of W. L. Hill to compensate him for damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages.

Local Legislation No. 1.

Notice and Proof H. 587:

##### STATE OF ALABAMA COUNTY OF LAWRENCE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Making an appropriation from the treasury of Lawrence County for the relief of W. L. Hill to compensate him for damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages.

Be It Enacted by the Legislature of Alabama:

Section 1. The sum of two hundred fifty-six dollars and fifty cents (\$256.50) is hereby appropriated from the gasoline tax funds of Lawrence County, or from any other funds in the county treasury not otherwise appropriated, to the use and benefit of W. L. Hill, for the purpose of compensating the said W. L. Hill for damages incurred as the result of a motor vehicle accident involving a county highway truck and a vehicle owned by said W. L. Hill. Said accident occurred in Lawrence County under such circumstances that the county is morally and justly obligated to pay the damages, but said Hill has no recourse at law to recover the same.

Section 2. The court of county commissioners, board of revenue or like governing body of Lawrence County is hereby authorized, directed and required to draw, or cause to be drawn, a warrant in favor of W. L. Hill for the amount appropriated herein; and the custodian of county funds is hereby authorized, directed and required to pay the same upon due presentation thereof.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Joe Calvin  
W. J. Lee, Jr.

20-4.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF LAWRENCE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Arthur F. Slaton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Moulton Advertiser, a newspaper of general circulation published in Lawrence County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 16, May 23, May 30, and June 6, all in the year 1957.

ARTHUR F. SLATON.

Sworn to and subscribed before me June 13, 1957.

WANDA C. BOYLES,  
Notary Public.

By Mr. Lee (Lawrence) (with notice and proof):

H. 588. Making an appropriation from the treasury of Lawrence County for the relief of Silas Nix to compensate him for damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages.

Local Legislation No. 1.

Notice and Proof H. 588:

##### STATE OF ALABAMA COUNTY OF LAWRENCE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Making an appropriation from the treasury of Lawrence County for the relief of Silas Nix to compensate him for damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages.

Be It Enacted by the Legislature of Alabama:

Section 1. The sum of one hundred seventy-five dollars (\$175.00) is hereby appropriated from the gasoline tax funds of Lawrence County, or from any other funds in the county treasury not otherwise appropriated to the use and benefit of Silas Nix, for the purpose of compensating the said Silas Nix for damages incurred as a result of a motor vehicle involving a county highway truck and a vehicle owned by said Silas Nix. Said accident occurred in Lawrence County under such circumstances that the county is morally and justly obligated to pay the damages, but the said Nix has no recourse at law to recover the same.

Section 2. The court of county commissioners, board of revenue or like governing body of Lawrence County is hereby authorized, directed and required to draw, or cause to be drawn, a warrant in favor of Silas Nix for the amount appropriated herein; and the custodian of county funds is hereby authorized, directed and required to pay the same upon due presentation thereof.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Joe Calvin  
W. J. Lee, Jr.

20-4.

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF LAWRENCE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Arthur F. Slaton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Moulton Advertiser, a newspaper of general circulation published in Lawrence County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 16, May 23, May 30, and June 6, all in the year 1957.

ARTHUR F. SLATON.

Sworn to and subscribed before me June 13, 1957.

WANDA C. BOYLES,  
Notary Public.

By Mr. Fite:

H. 589. To authorize each county in Alabama to sell and issue from time to time interest bearing warrants for the purpose of erecting necessary public buildings, bridges and roads; to provide that such warrants shall be payable as to both principal and interest solely out of the proceeds of the special one-fourth of one per centum annual road, bridge and public building ad valorem tax authorized by Section 215 of the Constitution of Alabama of 1901 to be levied by each county in the

state; to require the pledging of such special tax for payment of such warrants; to specify the effect and priority of each such pledge; to authorize the refunding of any such warrants; and to provide that the provisions of this act shall control the provisions of any inconsistent law.

Local Government.

By Mr. Roberts:

H. 590. To provide for establishing in counties of less than 139,000 population a consolidated system of records by the several boards of registrars; for furnishing by county governing bodies of the necessary clerical assistance and supplies for setting up and maintaining such records; and for the registered electors to furnish information necessary to maintain such files in a manner consistent with the duties required to be performed by the boards of registrars.

Constitution and Elections.

By Messrs. Kirkham and Holliman (with notice and proof):

H. 591. Relating to Marengo County: To fix the compensation of the members of the County Board of Education of Marengo County, Alabama.

Local Legislation No. 1.

Notice and Proof H. 591:

#### NOTICE OF LOCAL BILL

#### STATE OF ALABAMA COUNTY OF MARENGO

Notice is hereby given of intention to introduce procure the enactment into law at the 1957 session of the Legislature of Alabama of a bill substantially as follows, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Relating to Marengo County: To fix the compensation of the members of the County Board of Education of Marengo County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That each member of the County Board of Education of Marengo County, Alabama, shall receive from the public school funds of the county as compensation for his services as such board member the sum of Fifty Dollars (\$50.00) per month.

Section 2. That said sum shall be in lieu of all allowances for expenses.

Section 3. That this Act shall become effective as to each board member at the expiration of the present term of his incumbent predecessor.

Section 4. That all laws or parts of laws in conflict with this Act are hereby repealed.

5-16-4tc.

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF MARENGO

Before me, the undersigned authority in and for said County in said State, this day personally appeared R. E. Sutton, who, being by me first

duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Democrat Reporter, a newspaper of general circulation published in Marengo County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 16, May 23, May 30, and June 6, all in the year 1957.

R. E. SUTTON.

Sworn to and subscribed before me June 10, 1957.

LAURA JEAN SCOTT,  
Notary Public.

By Mr. Tyson:

H. 592. To amend Section 78 of Title 15, Code of Alabama (1940), which relates to the summoning of witnesses at certain inquests held by the coroner, and the examination of the body of any person who dies without being attended or examined by a legally qualified physician.

Judiciary.

By Messrs. Tyson, Murphy and Simon:

H. 593. To provide for the payment of the costs of operation and maintenance, and for the payment of outstanding indebtedness, of toll tunnels or bridges which have been designated as a part of the Interstate Highway System; and to provide that after the payment of such outstanding indebtedness such toll facilities must be operated as free facilities.

Ways and Means.

By Messrs. Simon, Murphy and Tyson (with notice and proof):

H. 594. To amend Act No. 40, S. 4, approved March 23, 1956 (Acts of Alabama, 1956, p. 328), entitled "An Act To establish and create a court of record for Mobile County in lieu of the Inferior Criminal Court of Mobile County to be known as The Court of General Sessions of Mobile County; to provide and define the jurisdiction of said court and the terms thereof; to provide for the two judges and the officers of said court and their powers, duties and compensation, to fix the term of office of such judges; to provide rules of procedure and to fix the fees and costs of such court; to provide for the transfer of cases from the Inferior Criminal Court to the court hereby created; and to effect the repeal of the acts creating the Inferior Criminal Court of Mobile or to abolish the Inferior Criminal Court of Mobile County."

Local Legislation No. 1.

Notice of Proof H. 594:

#### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF MOBILE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To amend Act No. 40, S. 4, approved March 23, 1956 (Acts of Alabama, 1956, p. 328), entitled "An Act To establish and create a court of record for Mobile County in lieu of the Inferior Criminal



Court of Mobile County to be known as The Court of General Sessions of Mobile County; to provide and define the jurisdiction of said court and the terms thereof; to provide for the two judges and the officers of said court and their powers, duties and compensation, to fix the term of office of such judges; to provide rules of procedure and to fix the fees and costs of such court; to provide for the transfer of cases from the Inferior Criminal Court to the court hereby created; and to effect the repeal of the acts creating the Inferior Criminal Court of Mobile or to abolish the Inferior Criminal Court of Mobile County."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 2 of Act No. 40, S. 4, approved March 23, 1956 (Acts of Alabama, 1956, p. 328), entitled "An Act To establish and create a court of record for Mobile County in lieu of the Inferior Criminal Court of Mobile County to be known as The Court of General Sessions of Mobile County; to provide and define the jurisdiction of said court and the terms thereof; to provide for the two judges and the officers of said court and their powers, duties and compensation, to fix the term of office of such judges; to provide rules of procedure and to fix the fees and costs of such court; to provide for the transfer of cases from the Inferior Criminal Court to the court hereby created; and to effect the repeal of the acts creating the Inferior Criminal Court of Mobile or to abolish the Inferior Criminal Court of Mobile County," is amended to read as follows:

"Section 2. Upon enactment of this Act, the incumbent judge of the Inferior Criminal Court shall be immediately commissioned by the Governor as one of the judges of the Court of General Sessions, and such incumbent so commissioned by the Governor shall become the presiding judge of the Court of General Sessions, to hold office until the first Monday after the second Tuesday in January, 1961, at which time his elected successor shall take office. The Governor shall also after the enactment of this Act appoint some competent person who is a qualified elector and who is learned in the law to be and act as the other judge of said court until his successor is elected and takes office in 1961. The incumbent judge of the Inferior Criminal Court shall be the presiding judge of the Court of General Sessions until the first Monday after the second Tuesday in January, 1961. Thereafter, or if any vacancy occurs in the office of presiding judge before said date, the judge having seniority in judicial service in said court, shall be the presiding judge of said court."

Section 2. Section 6 of said Act No. 40, S. 4, approved March 23, 1956, is amended to read as follows

"Section 6. All prosecutions instituted in the Court of General Sessions of Mobile County shall be begun by affidavit and warrant. All trials in the Court of General Sessions shall be by the judge without a jury, and the judge shall determine the law and the facts. If, however, a defendant demands a trial by jury, the case shall not be tried in the Court of General Sessions; and the defendant must be required to enter into bond with good sureties, conditioned for his appearance at the next session of the circuit court to answer the charge. If any such defendant fails to give such bond, he must be committed to the county jail until the next session of the circuit court. In cases tried in the Court of General Sessions, the defendant, if convicted, shall have the right to appeal to the next ensuing session of the circuit court, on entering into bond, with sufficient sureties, in such sum as the court may require, conditioned that he will appear at the court to which the appeal is taken, until discharged by due process of law. If the defendant fails to make such bond, he shall be confined in the county jail until tried.

Except as otherwise provided herein, all pleading and procedure in the Court of General Sessions, in criminal cases, shall be regulated the same as in the county courts as provided by Chapter 6, of Title 13, Code of Alabama (1940)."

Section 3. Section 14 of said Act No. 40, S. 4, approved March 23, 1956, is amended to read as follows:

"Section 14. The presiding judge of the Court of General Sessions shall appoint a clerk of the court. The clerk shall be appointed without regard to the county merit or civil service system, and shall serve at the will and pleasure of the presiding judge of the said court. He shall be paid an annual salary of five thousand seven hundred dollars, in equal monthly installments, from the general fund in the county treasury."

Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Otto E. Simon.

Register, May 20, 27, June 3, 10.

Wm. M. Curran being sworn, says that he is auditor of the Mobile Press and The Mobile Register; daily newspapers printed and published in the City and County of Mobile, State of Alabama: and the attached notice appeared in the issue of The Mobile Register May 20, 27, June 3, 10, 1957.

WM. M. CURRAN.

Sworn to and subscribed before me this 10th day of June, 1957.

ALVIN A. JOHNSON,  
Notary Public.

By Messrs. Simon, Murphy and Tyson (with notice and proof):

H. 595. To regulate primary and general elections of Judges of The Court of General Sessions of Mobile County.

Local Legislation No. 1.

Notice and Proof H. 595:

#### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF MOBILE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To regulate primary and general elections of Judges of The Court of General Sessions of Mobile County.

Be It Enacted by the Legislature of Alabama:

Section 1. That in all primary and general elections of Judges of The Court of General Sessions of Mobile County each of the judgeships

to be filled in such primary and general election shall be designated by number according to the seniority in service of the existing incumbents in said court. If there be no such seniority in service the judgeship held by the presiding judge of said court shall be numbered judgeship number one and the other judgeship shall be numbered judgeship number two.

Section 2. Every candidate for such office shall in the announcement of his candidacy in either the primary or general election designate the number of the judgeship for which he is a candidate and the ballots of such election shall be numbered accordingly.

Section 3. Should any word, phrase, clause, section or part of this act be held to be unconstitutional by any court of competent jurisdiction it shall not affect the remainder of this act.

Section 4. This act shall take effect immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

Otto E. Simon.

Register, May 20, 27, June 3, 10.

Wm. M. Curran being sworn, says that he is auditor of the Mobile Press and The Mobile Register; daily newspapers printed and published in the City and County of Mobile, State of Alabama; and the attached notice appeared in the issue of The Mobile Register May 20, 27, June 3, 10, 1957.

WM. M. CURRAN.

Sworn to and subscribed before me this 10th day of June, 1957.

ALVIN A. JOHNSON,  
Notary Public.

By Messrs. Simon, Murphy and Tyson (with notice and proof):

H. 596. To regulate further costs and charges of courts in Mobile County, prohibiting any court in Mobile County from taxing as costs in any proceeding held therein any mileage fee or other such travel allowance provided sheriffs under general law for personal service of a summons or other process.

Local Legislation No. 1.

Notice and Proof H. 596:

#### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF MOBILE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To regulate further costs and charges of courts in Mobile County, prohibiting any court in Mobile County from taxing as costs in any proceeding held therein any mileage fee or other such travel allowance provided sheriffs under general law for personal service of a summons or other process.

Be It Ordained by the Legislature of Alabama:

Section 1. After the effective date of this Act, no court in Mobile County shall have power to tax as costs in any proceeding held therein any mileage fee or other such travel allowance provided sheriffs under general law (Sec. 19 of Title 11, Code 1940, as amended) for the service of a summons or other process by delivery to a person; nor shall any mileage fee or other such travel allowance be charged or collected by the sheriff of Mobile County for such service of any summons or other process.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Otto E Simon  
John A. Murphy

Press Reg. May 12, 19, 26, June 2.

Wm. M. Curran being sworn, says that he is auditor of the Mobile Press and The Mobile Register; daily newspapers printed and published in the City and County of Mobile, State of Alabama; and the attached notice appeared in the issue of The Mobile Press, Register May 12, 19, 26, June 2, 1957.

WM. M. CURRAN.

Sworn to and subscribed before me this 2nd day of June, 1957.

ALVIN A. JOHNSON,  
Notary Public.

By Messrs. Simon, Murphy and Tyson (with notice and proof):

H. 597. For the relief of Joseph L. Morrison, by the payment to him of the sum of \$250.00 to enable him to pay the expense or cost to him of the services of a private physician in the treatment of him for injuries sustained on or about December 10, 1954 while in the employ of Mobile County and then and there engaged in the line and scope of his employment with Mobile County; to provide that said sum shall be payable by Mobile County from its General Funds and that this act shall be effective immediately upon its becoming a law.

Local Legislation No. 1.

Notice and Proof H. 597:

#### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF MOBILE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

For the relief of Joseph L. Morrison, by the payment to him of the sum of \$250.00 to enable him to pay the expense or cost to him of the

services of a private physician in the treatment of him for injuries sustained on or about December 10, 1954 while in the employ of Mobile County and then and there engaged in the line and scope of his employment with Mobile County; to provide that said sum shall be payable by Mobile County from its General Funds and that this act shall be effective immediately upon its becoming a law.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby appropriated and ordered paid to Joseph L. Morrison, as hereinafter provided, the sum of Two Hundred Fifty Dollars (\$250.00) to cover and pay the cost or expense heretofore necessarily incurred by the said Joseph L. Morrison for the treatment by a private physician of the injuries sustained by him on or about December 10, 1954 while in the employ of Mobile County and then and there engaged in the line and scope of his duties and employment with Mobile County.

Section 2. Said sum shall be appropriated and paid to said Joseph L. Morrison from the General Fund of Mobile County, Alabama on the warrant hereby authorized and directed to be drawn thereon by the Board of Revenue and Road Commissioners of Mobile County, which warrant the Treasurer of Mobile County is hereby directed and required to honor and pay.

Section 3. This act shall be effective upon its passage and approval, or its otherwise becoming law.

Otto E. Simon.

Register, May 20, 27, June 3, 10.

Wm. M. Curran being sworn, says that he is auditor of the Mobile Press and The Mobile Register; daily newspapers printed and published in the City and County of Mobile, State of Alabama; and the attached notice appeared in the issue of The Mobile Register May 20, 27, June 3, 10, 1957.

WM. M. CURRAN.

Sworn to and subscribed before me this 10th day of June, 1957.

ALVIN A. JOHNSON,  
Notary Public.

By Messrs. Simon, Murphy and Tyson (with notice and proof):

H. 598. To provide for the appointment of bailiffs by the judges of the Court of General Sessions of Mobile County, to fix their compensation and to provide for the payment thereof.

Local Legislation No. 1.

Notice and Proof H. 598:

#### LEGAL NOTICE

STATE OF ALABAMA  
COUNTY OF MOBILE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To provide for the appointment of bailiffs by the judges of the Court of General Sessions of Mobile County, to fix their compensation and to provide for the payment thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. Each judge of the Court of General Sessions of Mobile County created by an act approved March 23, 1956, is authorized and empowered to appoint, without regard to the county merit or civil service system, one bailiff for the court. Each bailiff appointed shall hold office at the will and pleasure of the judge who appoints him, and shall be paid an annual salary of not more than Forty-Five Hundred Dollars, to be fixed by the judge. The compensation of such bailiff shall be paid from the county treasury on the certificate of the appointing judge showing that the bailiff had performed the duties assigned to him.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Otto E. Simon.

Register, May 20, 27, June 3, 10.

Wm. M. Curran being sworn, says that he is auditor of the Mobile Press and The Mobile Register; daily newspapers printed and published in the City and County of Mobile, State of Alabama: and the attached notice appeared in the issue of The Mobile Register May 20, 27, June 3, 10, 1957.

WM. M. CURRAN.

Sworn to and subscribed before me this 10th day of June, 1957.

ALVIN A. JOHNSON,  
Notary Public.

By Messrs. Goodwyn, Dawkins, Hall and Nolen:

H. 599. Providing for an Administrative Assistant in any county having a population of 113,500 and not more than 140,000 according to the federal census of 1940, fixing the qualifications, compensation and duties of such administrative assistant.

Local Legislation No. 1.

By Messrs. Gilchrist and Brewer (with notice and proof):

H. 600. To implement the provisions of Amendment CVI of the Constitution of Alabama, relative to the authority of school districts in Morgan County to levy additional taxes for public school purposes; to authorize the court of county commissioners, board of revenue or like governing body of Morgan County to levy special taxes in and for any school district within the county when such levy is approved at a district election held for such purpose; to provide for the ordering and holding of such elections; and to provide for the assessment, collection and enforcement of such taxes, and for the use of the proceeds thereof.

Local Legislation No. 1.

Notice and Proof H. 600:

STATE OF ALABAMA  
COUNTY OF MORGAN

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To implement the provisions of Amendment CVI of the Constitution of Alabama, relative to the authority of school districts in Morgan County to levy additional taxes for public school purposes; to authorize the court of county commissioners, board of revenue or like governing body of Morgan County to levy special taxes in and for any school district within the county when such levy is approved at a district election held for such purpose; to provide for the ordering and holding of such elections; and to provide for the assessment, collection and enforcement of such taxes, and for the use of the proceeds thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. Upon the written request of the county board of education of Morgan County, or of the board of education of any city within Morgan County having a city board of education, for a special election in any school district under the control of the respective board, on the question whether all or any part of the special school taxes authorized by Amendment CVI of the Constitution shall be levied, the court of county commissioners, board of revenue or like governing body of Morgan County shall call an election at the time and for the school districts within the county as requested by the respective board of education and shall appoint three managers and one returning officer for each voting place in the school district, or at such special voting places as may be designated for the special election by the judge of probate of Morgan County, who shall locate such voting places upon the recommendation of the respective board of education, and such special voting places shall be set out in the notices of the special election. For the purposes of this Act, a school district shall include school districts which consist of incorporated cities or towns, or any school district of which an incorporated city or town is a part, or such other school districts now existing or hereafter formed as may be approved by the county board of education.

Section 2. The sheriff of Morgan County must give notice at least thirty days before any election to be held under this Act, by publication in some newspaper in the county, if any is published therein, and if not, by writing posted at the courthouse door, and at three other public places in the county of the time of holding; and when any election is to be held hereunder for a special tax for school purposes in any school district, written notices shall be posted at three public places within the district thirty days before the election. Such publications must show the rate of the proposed tax, the time it is proposed to be continued, the purpose for which the levy is proposed to be made, and a description of the boundaries of the school district concerned.

Section 3. The inspectors and the officers of the special election shall be appointed, and the election shall be held and the results thereof shall be declared in the same manner and by the same officers as are the results of regular elections for county offices, under the general election laws of the State; provided that the election may be held at the time for holding any regular election in the county, and if held at such times the inspectors and officers of the general election shall conduct at the same time the election herein provided for and for such services they shall receive no compensation other than that allowed

them for the holding of the general election and if the election is held at some other time than that of holding the regular election in the county then the election officers shall receive the same pay as for holding the general election.

Section 4. The managers and returning officers provided for in Section 1 of this Act shall conduct and make return of such election in the school district, and in the event such election officers fail to appear at the polling place to which they are appointed, the officer or officers who do appear shall appoint someone to take their places. All election officers shall be residents of the school district, and qualified electors of the beat or precinct in which they reside. The sheriff shall notify all officers of their appointment by the court of county commissioners, board of revenue or other governing body of the county. On the day of the election, the managers of such election shall open and close the polls at the time prescribed by law, and immediately upon closing the polls shall ascertain the results of the election at their respective voting place, and make returns thereof to the court of county commissioners, board of revenue or other governing body of the county and deliver the ballot box containing the returns, with the poll lists, tally sheets and other necessary papers, to the returning officers of such voting places, who shall deliver the same to the court of county commissioners, board of revenue or other governing body on or before noon of the second day after the election. The governing body of the county shall, within four days after the election, canvass the return so made, and under oath make a written report declaring the result of the election in the school district, showing the number of votes cast, both for and against the proposed taxation. A copy of such report shall be printed in some newspaper of general circulation in the county, and the original shall be filed in the office of the judge of probate. Except as otherwise provided herein, the election shall be held under the general laws of the State.

Section 5. The officers, including the sheriff, shall perform the same duties, and, except as otherwise provided herein, receive the same pay as provided for under the general election laws aforesaid, and all costs and fees of the election shall be paid out of the county treasury.

Section 6. When any election is to be held in any school district within Morgan County, under the provisions of this Act, the court of county commissioners, board of revenue or other governing body of the county shall provide the necessary ballots, poll lists, tally sheets, ballot boxes, booths, instructions for holding the election, and all other necessary and proper stationery for holding the election; and the sheriff shall see that the same are delivered to the managers before the day of the election.

Section 7. The ballots used in the election shall have printed at the top the purpose of the election, the rate of such proposed tax, the time such tax is proposed to be continued, and the purposes thereof, and directly underneath such statement at the top of the ballot in plain type shall be printed on different lines the words, "For proposed taxation," "Against proposed taxation." A blank must be left directly to the left of each line so that the voter may indicate his choice by a crossmark directly to the left and in front of the line expressing his choice.

Section 8. The court of county commissioners, board of revenue or like governing body of Morgan County shall declare the results of elections held hereunder, and if a majority of the electors voting at such election have voted in favor of the tax, the governing body of the county shall levy the special tax for public school purposes, and cause



the tax assessor to assess the same on the taxable property located in the district, which tax shall be an additional tax, but must not exceed fifty-five cents on each one hundred dollars' worth of taxable property in the district. It is provided, however, that the rate of such special tax shall not increase the total rate of special county and school district taxes levied in the district for public school purposes to more than one dollar and twenty-five cents on each one hundred dollars worth of taxable property in the district, except that in determining whether the rate of one dollar and twenty-five cents on each one hundred dollars' worth of taxable property will be exceeded, there shall be excluded from such calculation taxes levied and collected under the authority of any amendment to the Constitution of Alabama wherein it is stated that the adoption thereof will not affect any power, right, or authority to levy special school taxes.

Section 9. Whenever such a levy as is provided for in this Act is made, the tax collector of Morgan County shall collect such tax in the same manner and under the same requirements and laws as the taxes of the State are collected, and he shall keep such amount separate and apart from all other funds, and keep a clear and distinct account thereof, showing what amount is paid, and to remit such amount to the custodian of the school funds of the system of which the district levying the tax is a part, to be expended on the authority of the city or county board of education having jurisdiction over the district for the exclusive benefit of the public schools of such district. Whenever the specific purposes for which the taxes authorized by this Act, when levied, shall be used are printed on the ballots used in any election on the question whether such taxes shall be levied, it shall be unlawful for the board of education having jurisdiction over such district taxes to expend them for any other purpose.

Section 10. Only persons who at the time of any district election held under this Act are qualified electors of the district and reside in such district shall be entitled to participate therein.

Section 11. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 12. All laws or parts of laws which conflict with this Act are repealed.

Section 13. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Bob Gilchrist, Representative Morgan County  
Albert Brewer, Representative Morgan County  
Joe Calvin, Senator Morgan and Lawrence Counties.

May 13-20-27—June 3.

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF MORGAN

Before me, the undersigned authority in and for said County in said State, this day personally appeared B. C. Shelton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Decatur Daily, a newspaper of general circulation published in Morgan County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared

in the issues of said paper on May 13, May 20, May 27, and June 3, all in the year 1957.

B. C. SHELTON,

Sworn to and subscribed before me June 3rd, 1957.

R. H. JERVIS,  
Notary Public.

My commission expires Oct. 21, 1957.

By Messrs. Gilchrist, Roberts, Nolen, Goodwyn, Boyd and Kaul:

H. 601. To amend Section 5 of the act approved September 5, 1951, the act which created the State Department of Public Welfare, provided for a State Board of Public Welfare, prescribed its powers and duties, and prescribed rules for determining eligibility for public assistance (Act No. 703, H. 544, Acts of 1951, Vol. II, p. 1211).

Ways and Means.

By Messrs. Gilchrist, Roberts, Goodwyn and Kaul:

H. 602. To amend Section 5 of the act approved September 5, 1951, the act which created the State Department of Public Welfare, provided for a State Board of Public Welfare, prescribed its powers and duties, and prescribed rules for determining eligibility for public assistance (Act No. 703, H. 544, Acts of 1951, Vol. II, p. 1211).

Ways and Means.

By Messrs. Brewer, Goodwyn, Dawkins, Hawkins, Kendall, Boyd, Fite, Merrill, Gilchrist, Hain, Steagall, Stokes, Brown (Lee), Edwards (Escambia), Cornett, Mathews, McKay, Hodges, Grouby, Thomas, Locke (Choctaw), Hare, Holliman, Wood, Dickson, Brooks, Nolen, Brannan, Pirkle, Hanby, Roberts, Vacca, Seiman, Gist, Broadfoot, Money, Ferrell and Oden:

H. 603. To authorize and regulate the issuance of not exceeding \$100,000,000 principal amount of bonds, secured by a pledge of certain state taxes, for the purpose of financing the construction, alteration, improvement, and equipment of school and college buildings, and acquiring sites therefor; to specify the effect of such pledge; to constitute the Alabama Educational Authority to sell and issue such bonds upon request of the State Board of Education; to provide that such bonds shall not constitute a debt or liability of the State of Alabama or a pledge of the faith and credit of the State; to exempt such bonds and the interest thereon from taxation; and to make provision for the terms, specifications, execution, sale and issuance of such bonds and the disposition of the proceeds thereof.

Ways and Means.

By Messrs. Bassett and Boyd:

H. 604. To amend further an act approved April 7, 1955, regulating the sale of eggs and providing for the inspection and grading thereof (Act No. 46, H. 36, Second Extraordinary Session of 1955, Acts of Alabama 1955, Vol. I, p. 152).

Agriculture.

By Mr. McKay:

H. 605. To provide for the promotion of safety throughout the State, and particularly on the highways, in homes, on farms and in State governmental departments, bureaus, agencies, and other organizations: Creating and providing for the organization of the Alabama Safety Commission; prescribing the powers and duties of the commission; providing for the employment of an executive director and such other administrative, technical and clerical assistants as are needed to carry out the provisions of this Act; and making an appropriation.

Ways and Means.

By Mr. McKay:

H. 606. To confer additional powers and authority on governing bodies of universities, colleges and other institutions of higher learning which are under the control of the State of Alabama: Authorizing such governing bodies to investigate applicants for admission to, and students already enrolled in such institutions, and in connection with such investigations, to subpoena witnesses and take testimony; and when such investigations disclose grounds therefor, to issue orders denying admission to applicants, or requiring students already enrolled to cease and desist from certain activities, or expelling such students; prescribing procedures for such investigations and orders, and the effect therefor; providing for appeals from such orders; and prescribing penalties.

Judiciary

By Mr. Adams (Tallapoosa) and Johnson (Tallapoosa) (with notice and proof):

H. 607. To provide further for establishing a national military park at Horseshoe Bend in Tallapoosa County; authorizing the governing body of said county to take certain actions regarding the acquisition and use of land deemed necessary or desirable to be preserved as a part of said park.

Local Legislation No. 1.

Notice and Proof H. 607:

STATE OF ALABAMA  
COUNTY OF TALLAPOOSA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To provide further for establishing a national military park at Horseshoe Bend in Tallapoosa County; authorizing the governing body of said county to take certain actions regarding the acquisition and use of land deemed necessary or desirable to be preserved as a part of said park.

Be It Enacted by the Legislature of Alabama:

Section 1. The Court of County Commissioners, Board of Revenue, or like governing body of Tallapoosa County, in addition to other powers, shall have the right, power and authority to acquire in the name of the county, by purchase, lease, agreement, license, condemnation or otherwise, the fee simple interest in land for the purpose of originating and developing, preserving, improving, protecting or maintaining a national military park to be established as Horseshoe Bend in Tallapoosa County; and to accept, at its discretion, in fee or otherwise, lands donated, entrusted, conveyed or devised for like purposes; and it shall have the right, power and authority to transfer and convey any part or all of such lands free and clear of all encumbrances to the United States to be used for such purposes without regard to the manner in which acquired; and it may contract and make cooperative agreements with the Federal Government and its agencies, with municipalities, corporations, associations, or individuals, for the purpose of acquiring, planning, establishing, developing, utilizing, operating, protecting or maintaining such a park.

Section 2. If condemnation proceedings are necessary in order to acquire lands for the purposes stated in Section 1 of this Act, such proceedings shall be conducted in the manner provided by Title 19 of the Code of Alabama (1940), and the fee simple title to such land may be condemned if necessary to effectuate the purpose of this Act.

Section 3. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this Act are repealed.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

M 21, 28; J 4, 11, c.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF TALLAPOOSA

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. C. Henderson, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Alexander City Outlook, a newspaper of general circulation published in Tallapoosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 21, May 28, June 4, and June 11, all in the year 1957.

J. C. HENDERSON.

Sworn to and subscribed before me June 11, 1957.

T. C. WOLSONCROFT,  
Notary Public.

My commission expires June 14, 1959

By Messrs. Adams (Tallapoosa) and Johnson (Tallapoosa):

H. 608. To propose an amendment to the Constitution of Alabama relating to the levy and collection of additional property taxes in the several school districts in Tallapoosa County.

Local Legislation No. 1.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Adams (Tallapoosa) and Johnson (Tallapoosa):

H. 609. Relating to crimes and offenses: To provide that willful failure to discharge a debt, the time for payment of which was extended, or to pay for goods or services obtained on credit, when such credit or the extension thereof was granted on a promise to pay out of certain anticipated income due the promisor, upon receipt of such income, amounts to obtaining such credit by false pretenses; and prescribing a penalty.

Judiciary.

By Messrs. Harrison, Fite, Pruitt, Branyon, deGraffenried, Ashworth, Speaks, Callahan, Gist, Money, Burkhalter, Davis, Nolen, Johnson (Elmore), McClendon, Hodges, Grouby, Cox, Franklin, McKay, Mathison, Lee (Lawrence), Kelly, Shumate, Dement and Ferrell:

H. 610. To provide for the long-range development of the health services, activities, and facilities of this State; to create the State Board of Public Health Development, and to define its powers and duties; to provide for the selection of the members of the Board, and for their powers, duties, terms, and compensation; to create the State Public Health Advisory Committee, and to define its powers and duties, and to provide for the selection of its members and for their powers, duties, and compensation; to authorize the Board to appoint a director, and to define his powers, duties, term, and compensation; to appropriate for the use of the Board in carrying out the provisions of this Act the proceeds of a special tax levied by the State on property for public health purposes, and to regulate the expenditure of such funds; to make an appropriation for the payment of the salaries and other expenses of the Board; to authorize the Board to borrow money and issue and sell bonds for the purposes for which such tax is imposed, and to pledge the proceeds thereof for the payment of the principal of and interest on such bonds; to provide for and to regulate the sale and issuance of such bonds; to provide that such bonds and the income therefrom shall be exempt from taxation, and that such bonds may be used as security for funds belonging to the State or to any agency or instrumentality thereof, and for the investment of trust funds, and shall not create a general obligation of the State; to provide for the refunding of such bonds; and to provide that the principal of and interest on such bonds shall be payable solely from the proceeds of the special tax levied on property for public health purposes, but that such bonds shall nevertheless constitute negotiable instruments.

#### Constitution and Elections.

By Mr. Harrison:

H. 611. To authorize the Governor of Alabama to appoint additional patrolmen and other peace officers for the Highway Patrol in an emergency, and making an appropriation for payment of their compensation.

#### Judiciary.

By Mr. Harrison:

H. 612. Relating to counties having a population of not less than 29,500 nor more than 30,500, according to the last or any subsequent federal decennial census; authorizing the court of county commissioners, board of revenue or like governing body of every such county to provide the circuit clerk of the county an allowance for clerk hire.

#### Local Legislation No. 1.

By Messrs. Harrison, Johnson (Elmore), Law, Franklin, Money, Grouby, Lee (Barbour), Steagall, Hare, Brannan, Pruitt, Goodwyn, Vacca, Huddleston and Ward:

H. 613. To amend further Section 89 of Title 11, Code of Alabama (1940), which relates to the fees of clerks of the circuit courts in criminal cases.

#### Judiciary.

By Messrs. Harrison, Johnson (Elmore), Law, Franklin, Money, Grouby, Lee (Barbour), Steagall, Hare, Brannan, Pruitt, Goodwyn, Vacca, Huddleston and Ward:

H. 614. To amend further Section 27 of Title 11 of the Code of Alabama 1940, which relates to the fees and commission allowed registrars.

#### Judiciary.

By Messrs. Harrison, Johnson (Elmore), Law, Franklin, Money, Grouby, Lee (Barbour), Steagall, Hare, Brannan, Pruitt, Goodwyn, Vacca, Huddleston and Ward:

H. 615. To amend further Section 21 of Title 11, Code of Alabama (1940), which relates to the fees allowed to clerks of circuit courts in civil cases.

Judiciary.

By Messrs. Harrison, Johnson (Elmore), Law, Franklin, Money, Grouby, Lee (Barbour), Steagall, Hare, Brannan, Pruitt, Goodwyn, Vacca, Huddleston and Ward:

H. 616. To provide for a fixed amount of costs for clerks of the circuit courts who are ex officio clerks of county courts, law and equity courts and courts of like jurisdiction in Alabama in criminal and quasi criminal cases.

Judiciary.

By Messrs. Harrison, Johnson (Elmore), Law, Franklin, Money, Grouby, Lee (Barbour), Steagall, Hare, Brannan, Pruitt, Goodwyn, Vacca, Huddleston and Ward:

H. 617. To amend further Section 69 of Title 45, Code of Alabama (1940), which relates to court costs payable out of the convict fund.

Judiciary.

By Messrs. Harrison and Goodwyn:

H. 618. TO AMEND SECTIONS 1 AND 2 OF THE ALABAMA MILEAGE TAX ACT, DESIGNATED AS ACT NO. 664, H. 791, GENERAL ACTS OF ALABAMA 1939, APPROVED JULY 5, 1940 (GENERAL ACTS OF ALABAMA OF 1939, PAGES 1051 ET SEQ.).

Ways and Means.

By Messrs. Wood, Stokes, Bassett, Money, Vacca, McNider, Love, Hunt, Branyon, Ward, Taylor, Harvey, Brassell, Fite, Ramey, Payne, Adams (Tallapoosa), Mathison, Edwards (Escambia), Brown (Lamar), Broadfoot, deGraffenried, Martin, Oden, Burkhalter, Lee (Lawrence), Speaks, Dement, Kelly, Gregory, Grouby, Davis, Ferrell, Kendall, Shumate, Selman, Reynolds, Cox, Holliman, Kirkham, Roberts, Franklin, Simon, Hodges, Huddleston, Solomon, Locke (Choctaw), Mathews, Hanby, Hawkins, Dawkins, Brooks and Callahan:

H. 619. To authorize Alabama Highway Authority to finance, by the issuance of its bonds not exceeding \$20,000,000 in principal amount, the State of Alabama's share of the cost of the construction, reconstruction and improvement of public highways and bridges in the state with respect to which funds may be apportioned to the state under the provisions of any statute of the United States, said bonds to be in addition of those heretofore issued by said Authority; to provide that bonds issued under this act and the income therefrom shall be exempt from taxation, and that said bonds may be used to secure deposits of funds of the state and its instrumentalities and agencies and for investment of trust funds, and shall not create an obligation or debt of the state; to provide that said bonds may thereafter be refunded by the issuance of refunding bonds; to provide for the disposition of the proceeds of the sale of said bonds; to make appropriation and pledge of funds necessary to pay the principal of and interest on said bonds; to authorize said Authority to pledge such funds for payment of the principal of and interest on said bonds; and to provide that such principal and interest shall be payable solely from such funds, but that said bonds will nevertheless constitute negotiable instruments.

Ways and Means.

By Messrs. deGraffenried, Martin, Oden, Burkhalter, Lee (Lawrence), Speaks, Dement, Kelly, Gregory, Grouby, Davis, Ferrell, Kendall,

Selman, Shumate, Reynolds, Cox, Holliman, Kirkham, Roberts, Wood, Stokes, Bassett, Money, Vacca, McNider, Hunt, Love, Branyon, Ward, Taylor, Harvey, Brassell, Fite, Ramey, Payne, Adams (Tallapoosa), Mathison, Edwards (Escambia), Brown (Lamar), Broadfoot, Franklin, Simon, Hodges, Huddleston, Solomon, Locke (Choctaw), Mathews, Hanby, Hawkins, Dawkins, Brooks and Callahan.

H. 620. To amend Section 7 of Act No. 43 adopted at the First Special Session of 1955 of the Legislature of Alabama so as to clarify the provisions of said act and so as to eliminate certain provisions of said act respecting the priority of pledges that may hereafter be made for the benefit of refunding bonds issued thereunder.

Ways and Means.

By Mr. Kelly (with notice and proof):

H. 621. TO AUTHORIZE, DIRECT AND REQUIRE THE STATE DEPARTMENT OF REVENUE TO COLLECT ANY SALES AND USE TAXES WHICH MAY BE LEVIED IN THE CITY OF HALEYVILLE, IN WINSTON COUNTY, ALABAMA, UNDER THE PROVISIONS OF ANY ORDINANCE OR RESOLUTION DULY PROMULGATED AND ADOPTED BY THE GOVERNING BODY OF THE CITY OF HALEYVILLE; TO PRESCRIBE THE POWER, DUTIES, AND AUTHORITY OF THE STATE DEPARTMENT OF REVENUE WITH RESPECT TO THE METHOD OR PROCEDURE FOR COLLECTING SUCH TAXES, AND REMITTING THE PROCEEDS THEREOF.

Local Legislation No. 1.

Notice and Proof H. 621:

STATE OF ALABAMA  
COUNTY OF WINSTON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To authorize, direct, and require the State Department of Revenue to collect any sales and use taxes which may be levied in the City of Haleyville, in Winston County, Alabama, under the provisions of any ordinance or resolution duly promulgated and adopted by the governing body of the City of Haleyville; to prescribe the power, duties, and authority of the State Department of Revenue with respect to the method or procedure for collecting such taxes, and remitting the proceeds thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. The State Department of Revenue is hereby authorized, directed, and required to collect any sales and use taxes which may be levied in the City of Haleyville, in Winston County, Alabama, under the provisions of any municipal ordinance or resolution duly promulgated and adopted by the governing body of the City of Haleyville. Such municipal sales and use taxes shall be collected by the department at the same time and along with the collection by the department of taxes levied and collected for the State of Alabama under the provisions of Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, and all reports now required to be made to the Commissioner

of Revenue shall, on request of the Department of Revenue, be available for inspection by the governing body of the City of Haleyville, or its designated agent, at reasonable times during business hours. The State Department of Revenue shall prepare and distribute such reports, forms and other information as may be necessary for the collection of such municipal sales and use taxes, and shall have all the authority and duties in connection with such taxes as are now given by law to the Department of Revenue or the Commissioner of Revenue in connection with the collection of the State's sales and use taxes provided for by Articles 10 and 11 of Chapter 20, Title 51, Code of Alabama (1940), as amended. It shall be the duty of the commissioner of Revenue to pay into the state treasury all such taxes collected for the City of Haleyville under this Act; and on or before the first day of the following month, the Commissioner shall certify to the Comptroller the amount of special taxes levied and collected under the provisions of this Act for the use and benefit of the City of Haleyville during the calendar month immediately preceding the making of such certificate. Whereupon it shall be the duty of the Comptroller to issue his warrant on the State Treasurer, payable as follows, for the amount so certified by the Commissioner of Revenue as having been collected for the use of the City of Haleyville and paid into the state treasury; and the amount so certified by the Commissioner of Revenue as having been collected for the use of such city shall be paid to the treasurer or other custodian of funds of the City of Haleyville. The Department of Revenue shall charge the City of Haleyville for collecting such municipal sales and use taxes a percentage of said taxes to be computed on the same basis as the total cost of collecting the state sales and use taxes bears to the total of said state sales and use taxes collected for each fiscal year ending September 30th. Such charge for collecting such municipal sales and use taxes shall be deducted once each year from the taxes collected in the month of September of each year before certifying the amount of such taxes due to the City of Haleyville for said month. The Department of Revenue shall have full authority to employ such special counsel as it deems necessary from time to time to enforce collection of such municipal sales and use taxes, and otherwise to enforce the provisions of this Act, including any litigation involving this Act; and the Department of Revenue shall pay such special counsel such fees as it deems necessary and proper from the proceeds of the taxes collected by it for the City of Haleyville under the provisions of this Act.

Section 2. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective on the first day of the first month next following the date of its enactment.

HST—5-15-22-29-6-5.

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF WINSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Jay Thornton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Advertiser, a newspaper of general circulation published in Winston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared



in the issues of said paper on May 15, May 22, May 29, and June 5, all in the year 1957.

JAY THORNTON.

Sworn to and subscribed before me June 10, 1957.

R. J. THORNTON,  
Notary Public.

By Mr. Callahan:

H. 622. To provide an additional method of obtaining a birth certificate by conferring on Probate Courts of the several counties of Alabama jurisdiction and power to judicially determine and fix dates and place of birth of all persons born in Alabama or residing in Alabama and to make and enter judgments and decrees with reference thereto that such persons are entitled to birth certificates; providing that said birth certificates shall be accepted in evidence for all purposes and in all courts and places where date or place of birth is to be established and to provide for procuring and issuance of birth certificates, and the filing of such judicial findings and determination with the State Board of Health and State Bureau of Vital Statistics; to provide for the filing and recording and the fees therefor and providing forms for such proceedings, and to provide for appeals from Probate Courts to Circuit Courts in connection therewith.

Judiciary.

By Messrs. Simon, Murphy and Tyson:

H. 623. To authorize the governing body of any city or town in any county in Alabama, having a population of more than 225,000 but not more than 500,000 inhabitants according to the last or any subsequent federal decennial census, to abandon certain parks, and providing for the vesting of title to the lands forming such park after such abandonment.

Local Legislation No. 1.

### RESOLUTION

The following resolution was introduced:

H. J. R. 35. By Messrs Nice, Vacca, Edwards (Jefferson), Perry, Adams (Jefferson), Kaul and Lackey:

Whereas the cause of education has lost one of its ablest friends and staunchest supporters in the death, on Saturday, June 8, 1957, of Paul H. Snow, of Pinson, Alabama; and

Whereas Paul H. Snow was a warm supporter of his alma mater, Jacksonville State College, and worked untiringly in its behalf, and served as president of the Alumni Association of that institution, and demonstrated both his loyalty to the college and his devotion to education through his establishment of the Paul Snow Scholarship Fund at Jacksonville State College; and

Whereas Paul H. Snow further served the cause of education as member and vice-chairman of the Alabama State Board of Education, and his able and loyal work in connection with his duties on the board earned him such respect in the eyes of his colleagues that his re-election as vice-chairman of the board was by the unanimous vote of its members; and

Whereas Paul H. Snow's character and integrity, humor, amiability, and loyalty to his friends endeared him to all who knew him; and

Whereas the Legislature deeply mourns the passing of this highly respected and distinguished citizen; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the members of the Legislature do hereby express their deep regret at the passing of this outstanding citizen of Alabama, Paul H. Snow, and extend their most sincere sympathy to the surviving members of his family.

Be it resolved, further, that the Clerk of the House transmit a copy of this resolution to the bereaved widow, Mrs. Mattie Lois Snow, at Pinson.

On motion of Mr. Nice the rules were suspended and H. J. R. 35 was adopted.

Yeas 63; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Tallapoosa)	Nice
Adams (Jefferson)	Edwards (Escambia)	Kelly	Nolen
Adams (Tallapoosa)	Edwards (Jefferson)	Killough	Oakley
Albea	Faulk	Kirkham	Oden
Bassett	Ferrell	Lackey	Payne
Boyd	Franklin	Lee (Lawrence)	Ramey
Bradford	Gilmer	Locke (Choctaw)	Richardson
Branyon	Gist	Locke (Perry)	Selman
Brooks	Gregory	McClendon (Chambers)	Simon
Brown (Tamar)	Hain	McKay	Solomon
Burkhalter	Hall	McLendon (Bullock)	Steagall
Cornett	Hanby	McNider	Taylor
Cox	Harrison	Merrill	Vacca
Davis	Holliman	Money	Ward
Dawkins	Huddleston	Murphy	Windle
DeSear	Johnson (Elmore)	Nettles	

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#### NOTICE IN WRITING

Mr. Adams (Jefferson) offered the following Notice in Writing:

Notice is hereby given in accordance with Rule 5 that on the next legislative day a motion will be made to amend Rule 43, which relates to the standing committees of the House, to add thereto the following provision:

"If the chairman of a committee fails or refuses to call a meeting of the committee upon the written request of ten or more of the committee members, a majority of the members of the committee may meet on the next committee day and elect one of their number chairman pro tempore and conduct any business lawfully referred to the committee. As used in this Rule, the term 'committee day' means any Wednesday or Thursday, other than a legislative day, of any week the Legislature is in session."

#### NOTICE IN WRITING BY MR. ADAMS (JEFFERSON)

Received, read and ordered filed.

#### RESOLUTIONS

The following resolutions were introduced:

H. J. R. 36. By Mr. Kaul:

BE IT RESOLVED by the House of Representatives, the Senate concurring, that:

WHEREAS, there have been introduced a number of bills in both houses of the legislature, a large number of which have overlapping and possibly conflicting provisions, particularly concerning the operation of the public school system, the exercise of the police power of the state, counties and municipalities, the registration of voters, and other matters of general importance, and

WHEREAS, the convenience of persons interested in such legislation in presenting their views thereon, and the orderly and expeditious consideration of such proposed legislation by the regular constituted committees and by the legislature would be facilitated by a joint committee of both houses created to review, consider, and coordinate such bills and resolutions.

THEREFORE, BE IT RESOLVED THAT:

1. The Speaker of the House and the President of the Senate respectively appoint 7 members of the House and 7 members of the Senate to serve as a Coordinating Committee of the Legislature:

2. There shall be sent to the Coordinating Committee for its recommendations by the chairmen of the regular standing committees to which bills and resolutions have been referred, copies of all bills and resolutions dealing with the maintenance of peace and order of the state or any community, the exercise by the state or any county or municipality of its police power, the operation of public schools, and other related matters deemed to be suitable for the consideration and recommendations of said committee;

3. Said Coordinating Committee shall meet at such times, places, and manner as it may determine to consider, coordinate and make recommendations with respect to bills and resolutions of both houses which may be sent to it;

4. Standing committees defer public hearings or other action upon bills or resolutions referred to them while the same are before the Coordinating Committee for its recommendations.

5. The Clerk of the House and the Secretary of the Senate are requested to provide the Committee with the necessary clerical assistance.

H. J. R. 36 was read and referred to the Standing Committee on Rules.

Also:

H. J. R. 37. By Messrs. Callahan and deGraffenried:

WHEREAS, Act No. 485 of the Acts of Alabama of 1955, appearing on page 1097 of Volume II of the Acts of Alabama of 1955, became effective on September 9, 1955, and

WHEREAS, said Act of the Legislature contained the following provisions:

"Section 1. Every city and county board of education in this State, the state board of education, and the governing boards of the University of Alabama, the Alabama Polytechnic Institute and Alabama College are hereby authorized, directed and required to employ, upon application, any teacher who has attained age sixty-five on or before October 1, 1955, who has retired under the teachers' retirement system of Alabama, and who is receiving retirement benefits of not more than one hundred dollars (\$100.00) per month. Application shall be made

under such rules and regulations as may be promulgated and adopted by the state board of education.

Section 2. Such teachers as are employed under the provisions of this Act shall be employed by the appointing board on a twelve months basis, and shall perform such regular duties and services as may be required by the appointing board, including service as consultants, graders, tutors, advisers, or substitute teachers. Such teachers shall receive a salary of sixteen dollars and sixty-seven cents (\$16.67) per month, payable out of any funds appropriated for the use of the appointing board. But nothing contained herein shall be construed as prohibiting teachers employed under the provisions of this Act from receiving any retirement benefits to which such teachers are now entitled by law.

Section 3. All provisions of law with respect to participation and coverage in the federal old age and survivors insurance program by other teachers covered under the teachers' retirement system of Alabama shall be applicable to the teachers employed under the provisions of this Act, including deductions from the salaries of such teachers for participation in such program, but no other deductions for any purpose whatsoever shall be made from the salaries of such teachers, any provision of law to the contrary notwithstanding." and

WHEREAS, it was the intention of the Legislature that all teachers employed under the authority of said Act should qualify for Social Security benefits after they had been employed for eighteen months, and

WHEREAS, a large number of teachers in Alabama, due to misinterpretation, misconstruction or misapplication of the purpose and intent of said law have failed to satisfy the requirements of the social security board, and

WHEREAS, all of such teachers, employed under the terms of such bill worked constantly for the eighteen months either as consultants, graders, tutors, advisers or substitute teachers.

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives of Alabama, the Senate concurring, that all the members of the Federal Congress, from Alabama, and both the members of the United States Senate be requested to exhaust their influence and their resources towards an investigation of this situation in an effort to find out why some retired teachers qualified for social security benefits and some failed to do so.

Be it further resolved, that it is the sense of this Legislature that where a school teacher was employed as a substitute teacher and held himself or herself out as being ready and available to teach when called upon that such relationship constituted services rendered.

Be it further resolved that all county superintendents of education in the state and all city superintendents of education in the state be directed to forthwith investigate and determine the reason why some retired teachers qualified and some are not and that they be requested to make the necessary corrections in any forms required by the social security board to qualify all of such retired teachers.

On motion of Mr. Callahan the rules were suspended and H. J. R. 37 was adopted.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Faulk	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	Ferrell	Kelly	Oden
Adams (Tallapoosa)	Franklin	Kendall	Payne
Ashworth	Gilchrist	Killough	Perry
Bassett	Gilmer	Kirkham	Pirkle
Boyd	Gist	Lackey	Pruitt
Bradford	Goodwyn	Law	Ramey
Brannan	Gregory	Lee (Barbour)	Richardson
Branyon	Grouby	Lee (Lawrence)	Roberts
Brassell	Hain	Locke (Choctaw)	Selman
Brewer	Hall	Locke (Perry)	Shumate
Brooks	Haltom	McClendon (Chambers)	Simon
Brown (Lamar)	Hanby	McKay	Solomon
Callahan	Hardy	McLendon (Bullock)	Speaks
Cornett	Harrison	McNider	Steagall
Cox	Harvey	Mathews	Stembridge
Davis	Hawkins	Merrill	Stokes
Dawkins	Hodges	Money	Summerlin
Dement	Holliman	Murphy	Thomas
DeSear	Huddleston	Nettles	Vacca
Edwards (Escambia)	Hunt	Nice	Ward
Edwards (Jefferson)	Jenkins	Nolen	Windle

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#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill and House Joint Resolutions, to-wit:

H. 52. Relating to counties having a population of less than eleven thousand nine hundred inhabitants according to the 1950 or any subsequent decennial census of the United States; to provide for the salary of the county superintendent of education of such counties.

Also:

H. J. R. 31. Relative to extending congratulations to Representative Roscoe Roberts upon the birth of his daughter, Ann Louise Roberts.

Also:

H. J. R. 32. Relative to expressing sympathy to the family of Major Waldo Emerson Ard, former member of the House of Representatives, who died recently.

Also:

H. J. R. 33. Relative to deploring recent actions of the United States Supreme Court in regard to communists and communist sympathizers.

Also:

H. J. R. 34. Relative to naming House Bills 74 and 75.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

SIGNING OF BILL AND HOUSE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles have been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill and House Joint Resolutions, the titles to which are set out in the above and foregoing report of the Standing Committee on Rules.

#### MESSAGE FROM THE GOVERNOR

To the House of Representatives  
State Capitol  
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to the budget.

Respectfully submitted,

RALPH HAMMOND,  
Executive Secretary.

June 21, 1957

To the Legislature of Alabama  
State Capitol  
Montgomery, Alabama

Gentlemen:

In compliance with the provisions of Title 55, Section 100, Code of Alabama 1940, I herewith transmit to the Legislature supplemental estimates of revenues anticipated to be available for the Alabama Special Educational Trust Fund for each of the two years of the next biennium.

On account of the increase in tax resources brought about by improvements in collection methods, new industry, and the accelerated growth of the general economy of the State, it is estimated that there will be available for the fiscal year ending September 30, 1958, revenues in the amount of \$113,657,000, and for the fiscal year ending September 30, 1959, \$119,310,000.

It is recommended that the advancing of the due date of the Hydro-electric Kilowatt Hour tax, Railroad Gross Receipt Tax, and Telephone Companies Gross Receipt tax be made effective for the fiscal year ending September 30, 1958, to make available an additional \$2,500,000 for the first year of the biennium, making a total available for that year \$116,157,000.

I am now preparing amended budget bills to be offered as a substitute for the bills now in the House Ways and Means Committee and Senate Finance and Taxation Committee.

Respectfully,

JAMES E. FOLSOM,  
Governor.

#### GOVERNOR'S MESSAGE

Received, read and ordered inserted in the Journal.

#### BILLS ON THIRD READING

H. 387 POSTPONED

On motion of Mr. Edwards (Escambia), consideration of the bill, H. 387, was postponed until the twentieth legislative day without losing its place on the Calendar.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Kelly	Oden
Adams (Tallapoosa)	Franklin	Kendall	Payne
Albea	Gilchrist	Killough	Pirkle
Ashworth	Gilmer	Lackey	Pruitt
Bassett	Gist	Lee (Barbour)	Richardson
Boyd	Gregory	Lee (Lawrence)	Rodgers
Bradford	Grouby	Locke (Choctaw)	Selman
Brannan	Hain	Locke (Perry)	Shumate
Brassell	Hall	McKay	Simon
Brewer	Haltom	McLendon (Bullock)	Solomon
Brooks	Hanby	McNider	Speaks
Burkhalter	Hardy	Mathews	Steagall
Callahan	Harrison	Mathison	Stokes
Cornett	Hawkins	Merrill	Summerlin
Cox	Hodges	Money	Taylor
Dement	Holliman	Murphy	Thomas
DeSear	Huddleston	Nettles	Tyson
Dickson	Hunt	Nice	Vacca
Edwards (Escambia)	Johnson (Elmore)	Nolen	Ward
Edwards (Jefferson)	Johnson (Tallapoosa)	Oakley	Windle
Faulk			

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#### H. 439 POSTPONED

On motion of Mr. Gist, consideration of the bill, H. 439, was postponed until the eighteenth legislative day without losing its place on the Calendar.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Payne
Adams (Jefferson)	Faulk	Kelly	Perry
Adams (Tallapoosa)	Ferrell	Kendall	Pirkle
Albea	Franklin	Killough	Pruitt
Ashworth	Gilchrist	Lackey	Ramey
Bassett	Gilmer	Lee (Barbour)	Richardson
Boyd	Goodwyn	Lee (Lawrence)	Roberts
Bradford	Gregory	Locke (Choctaw)	Selman
Brannan	Grouby	Locke (Perry)	Shumate
Branyon	Hain	McClendon (Chambers)	Simon
Brassell	Hall	McKay	Solomon
Brewer	Haltom	McLendon (Bullock)	Speaks
Brooks	Hanby	McNider	Steagall
Brown (Lamar)	Hardy	Mathews	Stembridge
Burkhalter	Hare	Merrill	Stokes
Callahan	Harrison	Money	Summerlin
Cornett	Hawkins	Murphy	Taylor
Cox	Hodges	Nettles	Thomas
Dement	Holliman	Nice	Tyson
DeSear	Huddleston	Nolen	Vacca
Dickson	Hunt	Oakley	Ward
Edwards (Escambia)	Johnson (Elmore)	Oden	Windle

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## BILLS POSTPONED

On motion of Mr. Hardy, consideration of the bills, H. 448 and H. 449, was postponed until the twentieth legislative day without losing their places on the Calendar.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kendall	Oden
Adams (Jefferson)	Faulk	Killough	Perry
Adams (Tallapoosa)	Ferrell	Kirkham	Pirkle
Albea	Franklin	Lackey	Pruitt
Bassett	Gilchrist	Lee (Barbour)	Ramey
Boyd	Gilmer	Lee (Lawrence)	Richardson
Bradford	Gist	Locke (Choctaw)	Rodgers
Brannan	Goodwyn	Locke (Perry)	Selman
Branyon	Gregory	Love	Shumate
Brassell	Grouby	McClendon (Chambers)	Simon
Brewer	Hain	McKay	Solomon
Brooks	Hall	McLendon (Bullock)	Speaks
Brown (Lamar)	Haltom	McNider	Steagall
Burkhalter	Hanby	Mathews	Stembridge
Callahan	Hardy	Mathison	Stokes
Cornett	Harrison	Merrill	Summerlin
Cox	Hawkins	Money	Taylor
Dawkins	Hodges	Murphy	Thomas
deGraffenried	Huddleston	Nettles	Tyson
Dement	Hunt	Nicc	Vacca
DeSear	Johnson (Elmore)	Nolen	Ward
Dickson	Johnson (Tallapoosa)	Oakley	Windle
Edwards (Escambia)	Kelly		

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And the Bill:

H. 450. To propose an amendment to the Constitution of Alabama relating to the fees, commissions, percentages, allowances, and compensation of certain officers of Dallas County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 94; Nays 0.

Yeas:

Mr. Speaker	Cox	Hain	Killough
Adams (Jefferson)	Davis	Hall	Kirkham
Adams (Tallapoosa)	Dawkins	Haltom	Lackey
Albea	deGraffenried	Hanby	Lee (Barbour)
Ashworth	Dement	Hardy	Lee (Lawrence)
Bassett	DeSear	Hare	Locke (Choctaw)
Boyd	Dickson	Harrison	Locke (Perry)
Bradford	Edwards (Escambia)	Harvey	Love
Brannan	Edwards (Jefferson)	Hawkins	McKay
Branyon	Faulk	Hodges	McLendon (Bullock)
Brassell	Ferrell	Holliman	McNider
Brewer	Franklin	Huddleston	Mathews
Brooks	Gilchrist	Hunt	Mathison
Brown (Lamar)	Gilmer	Johnson (Elmore)	Merrill
Burkhalter	Gist	Johnson (Tallapoosa)	Money
Callahan	Goodwyn	Kelly	Murphy
Cornett	Gregory	Kendall	Nettles



Nice	Pruitt	Solomon	Taylor
Nolen	Ramey	Speaks	Thomas
Oakley	Richardson	Steagall	Tyson
Oden	Rodgers	Stembridge	Vacca
Payne	Selman	Stokes	Ward
Perry	Shumate	Summerlin	Windle
Pirkle	Simon		

—94

And the bill:

H. 325. To amend Section 19 of Act No. 248 of the Legislature of Alabama of 1945, approved July 6, 1945, General Acts of Alabama of 1945, pages 376-400, as heretofore amended by Act No. 109 of the Legislature of Alabama of 1956, approved February 14, 1956, Acts of Alabama, Special Sessions, 1956, pages 165-166.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	Edwards (Escambia)	Kaul	Oden
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Payne
Albea	Faulk	Kendall	Perry
Ashworth	Ferrell	Killough	Pirkle
Bassett	Franklin	Kirkham	Pruitt
Boyd	Gilchrist	Lackey	Ramey
Bradford	Gilmer	Lee (Barbour)	Richardson
Brannan	Gist	Lee (Lawrence)	Rodgers
Branyon	Goodwyn	Locke (Choctaw)	Selman
Brassell	Gregory	Locke (Perry)	Simon
Brewer	Grouby	McClendon (Chambers)	Solomon
Brooks	Hall	McKay	Speaks
Brown (Lamar)	Haltom	McLendon (Bullock)	Steagall
Burkhalter	Hanby	McNider	Stembridge
Callahan	Hardy	Mathews	Stokes
Cornett	Hare	Mathison	Summerlin
Cox	Harrison	Merrill	Taylor
Davis	Harvey	Money	Thomas
Dawkins	Hodges	Murphy	Vacca
deGraffenried	Holliman	Nettles	Ward
Dement	Hunt	Nice	Windle
DeSear	Johnson (Elmore)	Nolen	

—91

#### H. 515 POSTPONED

On motion of Mr. Haltom, consideration of the bill, H. 515, was postponed until the next legislative day.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Brewer	deGraffenried	Gilmer
Adams (Jefferson)	Brooks	Dement	Gist
Adams (Tallapoosa)	Brown (Lamar)	Dickson	Goodwyn
Albea	Burkhalter	Edwards (Escambia)	Gregory
Ashworth	Callahan	Edwards (Jefferson)	Grouby
Bassett	Cornett	Faulk	Hain
Boyd	Cox	Ferrell	Hall
Bradford	Davis	Franklin	Haltom
Branyon	Dawkins	Gilchrist	Hanby

Hardy	Lee (Barbour)	Murphy	Solomon
Harrison	Lee (Lawrence)	Nettles	Speaks
Hawkins	Locke (Choctaw)	Nolen	Steagall
Hodges	Locke (Perry)	Oakley	Stembridge
Holliman	Love	Payne	Stokes
Huddleston	McClendon (Chambers)	Pirkle	Summerlin
Hunt	McKay	Ramey	Taylor
Johnson (Elmore)	McLendon (Bullock)	Richardson	Thomas
Johnson (Tallapoosa)	McNider	Rodgers	Tyson
Kendall	Mathews	Selman	Vacca
Killough	Mathison	Shumate	Ward
Kirkham	Merrill	Simon	Windle
Lackey	Money		

—86

## S. 117 INDEFINITELY POSTPONED

On motion of Mr. Hall, the bill, S. 117, was indefinitely postponed.

Yeas 80; Nays 0.

## Yeas:

Mr. Speaker	Edwards (Escambia)	Hunt	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Faulk	Johnson (Tallapoosa)	Pirkle
Albea	Ferrell	Kelly	Pruitt
Ashworth	Franklin	Kendall	Ramey
Bassett	Gilchrist	Killough	Richardson
Boyd	Gilmer	Lackey	Rodgers
Bradford	Gist	Lee (Barbour)	Selman
Branyon	Goodwyn	Locke (Perry)	Shumate
Brewer	Gregory	Love	Simon
Brown (Lamar)	Grouby	McKay	Solomon
Burkhalter	Hain	McLendon (Bullock)	Speaks
Callahan	Haltom	McNider	Stembridge
Cornett	Hanby	Mathison	Stokes
Cox	Hardy	Merrill	Summerlin
Davis	Harvey	Money	Taylor
Dawkins	Hawkins	Murphy	Thomas
deGraffenried	Hodges	Nettles	Vacca
Dement	Holliman	Nice	Ward
DeSear	Huddleston	Nolen	Windle

—80

And the bill:

H. 228 (with substitute). To regulate further the office of the Solicitor of the Seventeenth Judicial Circuit of Alabama: Creating special funds for expenditure by the circuit solicitor in law enforcement and in the conduct of his office.

Was taken up.

The question was upon the adoption of the substitute reported by the Standing Committee on Local Legislation No. 1, said committee substitute being as follows:

## Local Legislation No. 1.

Substitute to H. B. No. 228

A BILL  
TO BE ENTITLED  
AN ACT

To regulate further the office of solicitor of the Seventeenth Judicial Circuit of Alabama; creating a solicitor's fund for each county composing the circuit, and providing for the expenditure and use thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. All solicitor's fees which are hereafter taxed as costs and collected in the Seventeenth Judicial Circuit of Alabama in accordance with the provisions of Section 85 of Title 11, Code of Alabama (1940), as amended, shall be paid into the treasury of the county where the fee is imposed and collected to the credit of a circuit solicitor's fund. Such fund shall be used and expended as provided in Sections 2 and 3 of this Act.

Section 2. The solicitor of the Seventeenth Judicial Circuit is hereby authorized and empowered to make requisitions on the circuit solicitor's fund of each county for the payment of any and all expenses incurred by him for law enforcement work in the county, and in the proper discharge and conduct of the duties of his office, as he may see fit, except that such requisitions for the payment of such expenses shall not exceed the amount in said fund; and in no event shall expenditures from all such funds exceed the aggregate amount of one thousand dollars in any one calendar year, to be apportioned equally among the counties composing the Seventeenth Judicial Circuit. The county treasurer or custodian of county funds shall pay claims against the circuit solicitor's fund upon requisitions signed by the solicitor.

Section 3. Any monies remaining in the circuit solicitor's fund in any county at the close of any fiscal year may be covered into the general fund of the county and may be used as any other general funds of the county are used.

Section 4. All laws or parts of laws which conflict with this Act are repealed.

Section 5. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 6. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Cox	Gregory	Johnson (Tallapoosa)
Adams (Jefferson)	Davis	Grouby	Kelly
Adams (Tallapoosa)	Dawkins	Hain	Kendall
Albea	deGraffenried	Hall	Killough
Ashworth	Dement	Haltom	Kirkham
Bassett	DeSear	Hanby	Lackey
Boyd	Dickson	Hardy	Lee (Barbour)
Bradford	Edwards (Escambia)	Hare	Lee (Lawrence)
Brannan	Edwards (Jefferson)	Harvey	Locke (Perry)
Branyon	Faulk	Hawkins	Love
Brewer	Ferrell	Hodges	McClendon (Chambers)
Brown (Lamar)	Franklin	Holliman	McKay
Burkhalter	Gilmer	Huddleston	McLendon (Bullock)
Callahan	Gist	Hunt	McNider
Cornett	Goodwyn	Johnson (Elmore)	Mathews

Mathison	Payne	Selman	Summerlin
Merrill	Perry	Shumate	Taylor
Money	Pirkle	Simon	Thomas
Murphy	Pruitt	Solomon	Tyson
Nettles	Ramey	Speaks	Vacca
Nolen	Richardson	Steagall	Ward
Oakley	Roberts	Stembridge	Windle
Oden	Rodgers	Stokes	

—91

Mr. Pruitt offered the following amendment to the bill, H. 228, as amended:

Strike the word "calendar" where the same appears and insert in lieu thereof the word "fiscal".

And the amendment was adopted.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Kendall	Payne
Adams (Tallapoosa)	Franklin	Killough	Perry
Albea	Gilchrist	Kirkham	Pirkle
Ashworth	Gilmer	Lackey	Pruitt
Bassett	Gist	Law	Ramey
Boyd	Goodwyn	Lee (Barbour)	Richardson
Bradford	Gregory	Lee (Lawrence)	Roberts
Brannan	Grouby	Locke (Choctaw)	Rodgers
Branyon	Hain	Locke (Perry)	Selman
Brewer	Hall	Love	Shumate
Brown (Lamar)	Haltom	McClendon (Chambers)	Simon
Burkhalter	Hanby	McKay	Solomon
Cornett	Hardy	McLendon (Bullock)	Speaks
Cox	Hare	McNider	Steagall
Davis	Harrison	Mathews	Stembridge
Dawkins	Harvey	Mathison	Stokes
deGraffenried	Hawkins	Merrill	Summerlin
Dement	Hodges	Money	Thomas
DeSear	Holliman	Murphy	Tyson
Dickson	Huddleston	Nettles	Vacca
Edwards (Escambia)	Hunt	Nolen	Ward
Edwards (Jefferson)	Johnson (Elmore)	Oakley	Windle
Faulk	Johnson (Tallapoosa)	Oden	

—91

And said bill, H. 228, and thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 96; Nays 0.

Yeas:

Mr. Speaker	Brewer	Dickson	Grouby
Adams (Jefferson)	Brown (Lamar)	Edwards (Escambia)	Hain
Adams (Tallapoosa)	Burkhalter	Edwards (Jefferson)	Hall
Albea	Callahan	Faulk	Haltom
Ashworth	Cornett	Ferrell	Hanby
Bassett	Cox	Franklin	Hardy
Boyd	Davis	Gilchrist	Hare
Bradford	Dawkins	Gilmer	Harrison
Brannan	deGraffenried	Gist	Harvey
Branyon	Dement	Goodwyn	Hawkins
Brassell	DeSear	Gregory	Hodges

Holliman	Locke (Choctaw)	Nolen	Simon
Huddleston	Locke (Perry)	Oakley	Solomon
Hunt	Love	Oden	Speaks
Johnson (Elmore)	McClendon (Chambers)	Payne	Steagall
Johnson (Tallapoosa)	McKay	Perry	Stembridge
Kelly	McLendon (Bullock)	Pirkle	Stokes
Kendall	McNider	Pruitt	Summerlin
Killough	Mathews	Ramey	Taylor
Kirkham	Mathison	Richardson	Thomas
Lackey	Merrill	Roberts	Tyson
Law	Money	Rodgers	Vacca
Lee (Barbour)	Murphy	Selman	Ward
Lee (Lawrence)	Nettles	Shumate	Windle

—96

And the bill:

H. 522. Relating to Tallapoosa County; fixing the compensation of the deputies to the sheriff of Tallapoosa County; and repealing conflicting laws.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 94; Nays 0.

Yeas:

Mr. Speaker	Faulk	Kelly	Oakley
Adams (Jefferson)	Ferrell	Kendall	Oden
Adams (Tallapoosa)	Franklin	Killough	Payne
Albea	Gilchrist	Kirkham	Perry
Ashworth	Gilmer	Lackey	Pirkle
Bassett	Gist	Law	Pruitt
Boyd	Goodwyn	Lee (Barbour)	Ramey
Bradford	Gregory	Lee (Lawrence)	Richardson
Brannan	Grouby	Locke (Choctaw)	Rodgers
Branyon	Hain	Locke (Perry)	Selman
Brassell	Hall	Love	Shumate
Brewer	Haltom	McClendon (Chambers)	Simon
Brown (Lamar)	Hanby	McKay	Solomon
Burkhalter	Hardy	McLendon (Bullock)	Speaks
Cornett	Hare	McNider	Steagall
Cox	Harrison	Mathews	Stembridge
Davis	Harvey	Mathison	Stokes
Dawkins	Hawkins	Merrill	Summerlin
deGraffenried	Hodges	Money	Taylor
Dement	Holliman	Murphy	Thomas
DeSear	Huddleston	Nettles	Tyson
Dickson	Hunt	Nice	Vacca
Edwards (Escambia)	Johnson (Elmore)	Nolen	Windle
Edwards (Jefferson)	Johnson (Tallapoosa)		

—94

### H. 523 POSTPONED

On motion of Mr. Selman, consideration of the bill, H. 523, was postponed until the next legislative day.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Albea	Boyd	Branyon
Adams (Jefferson)	Ashworth	Bradford	Brassell
Adams (Tallapoosa)	Bassett	Brannan	Brewer

Brown (Lamar)	Grouby	Law	Pirkle
Burkhalter	Hain	Lee (Barbour)	Pruitt
Callahan	Hall	Lee (Lawrence)	Ramey
Cornett	Haltom	Locke (Choctaw)	Richardson
Cox	Hanby	Love	Roberts
Davis	Hardy	McClendon (Chambers)	Rodgers
Dawkins	Hare	McKay	Selman
deGraffenried	Harrison	McLendon (Bullock)	Shumate
DeSear	Harvey	McNider	Simon
Dickson	Hawkins	Mathews	Speaks
Edwards (Escambia)	Holliman	Mathison	Steagall
Edwards (Jefferson)	Huddleston	Merrill	Stembridge
Faulk	Hunt	Money	Stokes
Ferrell	Johnson (Elmore)	Murphy	Summerlin
Franklin	Johnson (Tallapoosa)	Nettles	Taylor
Gilchrist	Kelly	Nolen	Thomas
Gilmer	Kendall	Oakley	Vacca
Gist	Killough	Oden	Ward
Goodwyn	Kirkham	Payne	Windle
Gregory	Lackey	Perry	

—91

## H. 524 POSTPONED

On motion of Mr. deGraffenried, consideration of the bill, H. 524, was temporarily postponed.

Yeas 87; Nays 0.

*Yeas:*

Mr. Speaker	Gilchrist	Kirkham	Perry
Adams (Jefferson)	Gilmer	Lackey	Pirkle
Adams (Tallapoosa)	Gist	Law	Pruitt
Albea	Goodwyn	Lee (Barbour)	Ramey
Ashworth	Gregory	Lee (Lawrence)	Richardson
Bassett	Grouby	Locke (Choctaw)	Roberts
Boyd	Hain	Locke (Perry)	Rodgers
Bradford	Hall	Love	Selman
Brannan	Haltom	McClendon (Chambers)	Shumate
Branyon	Hanby	McLendon (Bullock)	Simon
Brassell	Hardy	McNider	Speaks
Brewer	Hare	Mathews	Steagall
Brown (Lamar)	Harrison	Mathison	Stembridge
Burkhalter	Harvey	Merrill	Stokes
Cox	Hawkins	Money	Summerlin
Davis	Huddleston	Murphy	Taylor
Dawkins	Hunt	Nettles	Thomas
Dickson	Johnson (Elmore)	Nice	Tyson
Edwards (Escambia)	Johnson (Tallapoosa)	Nolen	Vacca
Edwards (Jefferson)	Kelly	Oakley	Ward
Ferrell	Kendall	Oden	Windle
Franklin	Killough	Payne	

—87

And the bill:

H. 525. Relating to St. Clair County; authorizing and directing the court of county commissioners of St. Clair County to provide for the installation and use of voting machines in certain election precincts within the county; and authorizing the court of county commissioners to adjust the boundaries of election precincts and districts within the county in order to make the most effective use of such machines.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Kelly	Oden
Adams (Jefferson)	Franklin	Killough	Payne
Adams (Tallapoosa)	Gilmer	Kirkham	Perry
Albea	Gist	Lackey	Pirkle
Ashworth	Goodwyn	Law	Pruitt
Bassett	Gregory	Lee (Barbour)	Ramey
Boyd	Grouby	Lee (Lawrence)	Richardson
Bradford	Hain	Locke (Choctaw)	Roberts
Brannan	Hall	Locke (Perry)	Rodgers
Branyon	Haltom	McClendon (Chambers)	Selman
Brassell	Hanby	McKay	Simon
Brewer	Hardy	McLendon (Bullock)	Speaks
Brown (Lamar)	Hare	McNider	Steagall
Burkhalter	Harrison	Mathews	Stembridge
Cornett	Harvey	Mathison	Stokes
Cox	Hawkins	Merrill	Summerlin
Dawkins	Hodges	Money	Taylor
DeSear	Holliman	Murphy	Thomas
Dickson	Huddleston	Nettles	Tyson
Edwards (Escambia)	Hunt	Nice	Vacca
Edwards (Jefferson)	Johnson (Elmore)	Nolen	Ward
Faulk	Johnson (Tallapoosa)	Oakley	Windle

—88

And the bill:

H. 524. To provide for the appointment and tenure and number, and fixing the compensation, of Bailiffs for Circuit Courts of Alabama in Circuits having two Circuit Judges composed of one County having a population of not less than 94,000 people nor more than 135,000 people according to the last or any subsequent Federal decennial census.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	DeSear	Harrison	McLendon (Bullock)
Adams (Jefferson)	Dickson	Harvey	McNider
Adams (Tallapoosa)	Edwards (Escambia)	Hawkins	Merrill
Albea	Edwards (Jefferson)	Holliman	Money
Ashworth	Faulk	Huddleston	Murphy
Bassett	Ferrell	Hunt	Nettles
Boyd	Franklin	Johnson (Elmore)	Nice
Bradford	Gilchrist	Johnson (Tallapoosa)	Nolen
Brannan	Gilmer	Kelly	Oakley
Branyon	Gist	Killough	Oden
Brassell	Goodwyn	Kirkham	Payne
Brewer	Gregory	Lackey	Perry
Brown (Lamar)	Grouby	Law	Pirkle
Burkhalter	Hain	Lee (Barbour)	Pruitt
Callahan	Hall	Lee (Lawrence)	Ramey
Cornett	Haltom	Locke (Choctaw)	Richardson
Cox	Hanby	Locke (Perry)	Roberts
Dawkins	Hardy	McClendon (Chambers)	Rodgers
deGraffenried	Hare	McKay	Selman

Shumate  
Simon  
Speaks

Steagall  
Stembridge  
Summerlin

Thomas  
Tyson  
Vacca

Ward  
Windle

—87

And the bill:

H. 526. Relating to St. Clair County: To fix the compensation of the coroner.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Franklin	Killough	Oden
Adams (Jefferson)	Gilchrist	Lackey	Payne
Albea	Gilmer	Law	Pirkle
Ashworth	Gist	Lee (Barbour)	Pruitt
Bassett	Goodwyn	Lee (Lawrence)	Ramey
Boyd	Gregory	Locke (Choctaw)	Richardson
Bradford	Hain	Locke (Perry)	Roberts
Brannan	Hall	McClendon (Chambers)	Rodgers
Branyon	Haltom	McKay	Selman
Brassell	Hanby	McLendon (Bullock)	Shumate
Brewer	Hardy	McNider	Simon
Burkhalter	Harrison	Mathews	Speaks
Cornett	Harvey	Mathison	Steagall
Dawkins	Hawkins	Merrill	Stokes
deGraffenried	Hodges	Money	Summerlin
DeSear	Holliman	Murphy	Thomas
Dickson	Huddleston	Nettles	Tyson
Edwards (Escambia)	Hunt	Nice	Vacca
Edwards (Jefferson)	Jenkins	Nolen	Ward
Faulk	Johnson (Elmore)	Oakley	Windle
Ferrell			

—81

#### H. 527 POSTPONED

On motion of Mr. Kelly, consideration of the bill, H. 527, was postponed until the twenty-fourth legislative day.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	deGraffenried	Hare	Locke (Choctaw)
Adams (Jefferson)	Dickson	Harrison	Locke (Perry)
Adams (Tallahassee)	Edwards (Escambia)	Harvey	McClendon (Chambers)
Albea	Edwards (Jefferson)	Hawkins	McKay
Ashworth	Faulk	Hodges	McLendon (Bullock)
Bassett	Ferrell	Holliman	Mathews
Boyd	Franklin	Huddleston	Mathison
Bradford	Gilchrist	Hunt	Merrill
Brannan	Gilmer	Jenkins	Money
Branyon	Gist	Johnson (Elmore)	Murphy
Brassell	Goodwyn	Johnson (Tallahassee)	Nettles
Brewer	Grouby	Kelly	Nice
Brown (Lamar)	Hain	Killough	Nolen
Burkhalter	Hall	Kirkham	Oakley
Callahan	Haltom	Lackey	Oden
Cox	Hanby	Lee (Barbour)	Payne
Davis	Hardy	Lee (Lawrence)	Perry



Pirkle	Rodgers	Steagall	Thomas
Pruitt	Selman	Stembridge	Vacca
Ramey	Shumate	Stokes	Ward
Richardson	Speaks	Summerlin	Windle
Roberts			

—85

And the bill:

H. 538. To amend Section 7 of the Act of the Legislature of Alabama, approved June 28th, 1943, by the Governor, by which the Municipal Utilities Board of Albertville, Alabama, was created, being Act Number 287 of the regular session of the Legislature of Alabama of 1943.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Oden
Adams (Jefferson)	Faulk	Kelly	Payne
Adams (Tallapoosa)	Ferrell	Killough	Perry
Albea	Franklin	Kirkham	Pirkle
Ashworth	Gilchrist	Lackey	Pruitt
Bassett	Gilmer	Law	Ramey
Boyd	Goodwyn	Lee (Barbour)	Richardson
Bradford	Grouby	Lee (Lawrence)	Roberts
Brannan	Hain	Locke (Choctaw)	Rodgers
Branyon	Hall	Locke (Perry)	Selman
Brassell	Hanby	McClendon (Chambers)	Shumate
Brewer	Hardy	McKay	Simon
Brown (Lamar)	Harrison	McLendon (Bullock)	Speaks
Burkhalter	Harvey	McNider	Steagall
Callahan	Hawkins	Mathison	Stembridge
Cornett	Hodges	Merrill	Stokes
Cox	Holliman	Money	Summerlin
Davis	Huddleston	Murphy	Thomas
deGraffenried	Hunt	Nettles	Vacca
DeSear	Jenkins	Nolen	Ward
Dickson	Johnson (Elmore)	Oakley	Windle
Edwards (Escambia)			

—85

And the bill:

H. 542. Relating to St. Clair County: To amend Act No. 439, H. 933, approved August 17, 1951, (Acts of Alabama 1951, page 790), which impose extra, new and additional duties on the Tax Assessor and Tax Collector.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Brannan	Cox	Ferrell
Adams (Jefferson)	Branyon	Davis	Franklin
Adams (Tallapoosa)	Brassell	deGraffenried	Gilchrist
Albea	Brewer	DeSear	Gilmer
Ashworth	Brown (Lamar)	Dickson	Gist
Bassett	Burkhalter	Edwards (Escambia)	Goodwyn
Boyd	Callahan	Edwards (Jefferson)	Gregory
Bradford	Cornett	Faulk	Hain

Hall	Killough	Merrill	Rodgers
Hardy	Kirkham	Money	Selman
Harrison	Lackey	Murphy	Shumate
Harvey	Law	Nettles	Speaks
Hawkins	Lee (Barbour)	Nolen	Steagall
Hodges	Lee (Lawrence)	Oakley	Stembridge
Holliman	Locke (Choctaw)	Oden	Stokes
Huddleston	Locke (Perry)	Payne	Summerlin
Hunt	McClendon (Chambers)	Perry	Taylor
Jenkins	McKay	Pirkle	Thomas
Johnson (Elmore)	McNider	Ramey	Vacca
Johnson (Tallapoosa)	Mathews	Richardson	Ward
Kelly	Mathison	Roberts	Windle

—84

And the bill:

H. 548. To fix the compensation of the county solicitor, deputy solicitor, or deputy circuit solicitor of all counties having a population of not less than 14,000 nor more than 16,000, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Johnson (Tallapoosa)	Oden
Adams (Jefferson)	Franklin	Kelly	Fayne
Adams (Tallapoosa)	Gilchrist	Killough	Perry
Albea	Gist	Kirkham	Pirkle
Ashworth	Goodwyn	Lackey	Ramey
Bassett	Gregory	Law	Richardson
Boyd	Grouby	Lee (Barbour)	Roberts
Bradford	Hain	Lee (Lawrence)	Rodgers
Brannan	Hall	Locke (Choctaw)	Selman
Branyon	Haltom	Locke (Perry)	Shumate
Brassell	Hanby	McClendon (Chambers)	Simon
Brewer	Hardy	McKay	Speaks
Brown (Lamar)	Harrison	McLendon (Bullock)	Steagall
Cornett	Harvey	Mathews	Stembridge
Cox	Hawkins	Mathison	Stokes
Davis	Hodges	Merrill	Summerlin
Dawkins	Holliman	Money	Thomas
Dickson	Huddleston	Nettles	Vacca
Edwards (Escambia)	Hunt	Nice	Ward
Edwards (Jefferson)	Jenkins	Nolen	Windle
Faulk	Johnson (Elmore)	Oakley	

—83

And the bill:

H. 554. Relating to Cullman County; changing the method of compensating certain officers of the county; placing such officers on a salary; and providing for their assistants, and the office space and equipment necessary for the conduct of their offices.

Was taken up.

Mr. Davis offered the following substitute for the bill, H. 554:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Cullman County; changing the method of compensating certain officers of the county; placing such officers on a salary; and providing for their assistants, and the office space and equipment necessary for the conduct of their offices.

Be It Enacted by the Legislature of Alabama:

Section 1. The following officers of Cullman County shall receive the following annual salaries in lieu of all other compensation:

(a)	Probate Judge—	\$9,000.00
	Clerk Hire allowance	16,000.00
(b)	Sheriff—	8,500.00
	Chief Deputy—	4,000.00 to 4,500.00
	3 Deputies	3,500.00 to 3,800.00 each
	Sheriff's clerk	2,000.00 to 2,600.00
	only fees on illicit whiskey go to Sheriff—balance to County General fund	
(c)	Tax Assessor—	7,000.00
	Clerk Hire allowance	6,000.00
(d)	Tax Collector—	7,000.00
	Clerk Hire allowance	6,000.00
(e)	Circuit Clerk—	6,000.00
	Clerk Hire allowance	4,500.00
(f)	Register of the Circuit Court—	6,000.00
	1 Deputy Register	2,000.00 to 2,400.00

Section 2. The court of county commissioners, board of revenue or like governing body of Cullman County shall provide compensation for clerks and assistants for the officers enumerated in Section 1 of this Act in such number as may be necessary for the efficient conduct of their offices. Temporary clerks or assistants may be allowed any of such officers from time to time as deemed necessary by the county governing body. Each officer shall appoint his own clerks and assistants, and shall fix their compensation, payable from above allowance, but at no time shall exceed amounts set out in section 1.

Section 3. All fees, commissions, percentages, allowances, charges, and costs heretofore collected for the use of any of the officers enumerated in Section 1 of this Act shall be collected for the use of Cullman County, and shall be paid into the general fund of the county. The compensation of the officers enumerated in Section 1 of this Act and of their clerks and assistants shall be paid in equal monthly installments from the general fund of the county in the same manner as employees of the county are paid.

Section 4. The court of county commissioners, board of revenue or like governing body of Cullman County shall provide the judge of probate, sheriff, tax assessor, tax collector, circuit clerk, and register of the circuit court with the offices, books, stationery, office equipment, supplies, postage, telephone service, and other conveniences and equipment as may be necessary for the proper and efficient conduct of the affairs of their offices. The Sheriff shall be provided with automobile equipment, at his choosing, so as to promote safety and efficiency of his department.

Section 5. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 6. All laws or parts of laws which conflict with this Act are repealed.

Section 7. This Act shall become effective as to each officer named herein upon the adoption of an amendment to the Constitution of Alabama authorizing the Legislature to fix, alter, and regulate the fees, commissions, percentages, allowances, or salaries of, and the method of compensating, the officers of Cullman County, provided the said amendment is adopted, at the expiration of the terms of the incumbents of such offices.

And the substitute was adopted.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Kelly	Oden
Adams (Tallapoosa)	Faulk	Killough	Payne
Albea	Ferrell	Kirkham	Perry
Ashworth	Franklin	Lackey	Pirkle
Bassett	Gilchrist	Law	Pruitt
Boyd	Gist	Lee (Barbour)	Ramey
Bradford	Goodwyn	Lee (Lawrence)	Richardson
Brannan	Hain	Locke (Choctaw)	Rodgers
Branyon	Hall	Locke (Perry)	Selman
Brassell	Hanby	McClendon (Chambers)	Shumate
Brown (Lamar)	Hardy	McKay	Simon
Burkhalter	Hare	McLendon (Bullock)	Speaks
Callahan	Harrison	McNider	Stembridge
Cornett	Harvey	Mathison	Stokes
Cox	Hawkins	Merrill	Summerlin
Davis	Hodges	Money	Thomas
Dawkins	Huddleston	Nettles	Vacca
deGraffenried	Hunt	Nice	Ward
Dickson	Jenkins	Nolen	Windle

—80

And said bill, H. 554, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Killough	Payne
Adams (Jefferson)	Faulk	Kirkham	Perry
Adams (Tallapoosa)	Ferrell	Lackey	Pirkle
Albea	Franklin	Law	Ramey
Ashworth	Gist	Lee (Barbour)	Richardson
Bassett	Goodwyn	Lee (Lawrence)	Roberts
Boyd	Hain	Locke (Choctaw)	Rodgers
Bradford	Hall	Locke (Perry)	Selman
Brannan	Hanby	McClendon (Chambers)	Shumate
Branyon	Hardy	McKay	Simon
Brassell	Harrison	McLendon (Bullock)	Speaks
Brown (Lamar)	Harvey	McNider	Stembridge
Burkhalter	Hawkins	Mathews	Stokes
Callahan	Hodges	Mathison	Summerlin
Cornett	Holliman	Merrill	Taylor
Cox	Huddleston	Money	Thomas
Davis	Hunt	Nettles	Tyson
Dawkins	Jenkins	Nolen	Vacca
deGraffenried	Johnson (Elmore)	Oakley	Ward
Dickson	Johnson (Tallapoosa)	Oden	Windle
Edwards (Escambia)	Kelly		

—82

And the bill:

H. 555. To extend, alter and re-arrange the boundary lines and corporate limits of the town of Flomaton, in Escambia County, Alabama.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Payne
Adams (Jefferson)	Faulk	Killough	Perry
Adams (Tallapoosa)	Ferrell	Kirkham	Pirkle
Albea	Franklin	Lackey	Ramey
Ashworth	Gilchrist	Law	Richardson
Bassett	Gist	Lee (Barbour)	Roberts
Boyd	Goodwyn	Lee (Lawrence)	Rodgers
Bradford	Gregory	Locke (Perry)	Selman
Brannan	Hain	McClendon (Chambers)	Shumate
Branyon	Hall	McKay	Simon
Brassell	Haltom	McLendon (Bullock)	Speaks
Brewer	Hanby	McNider	Stembridge
Brooks	Hare	Mathews	Stokes
Brown (Lamar)	Harvey	Mathison	Summerlin
Burkhalter	Hawkins	Merrill	Taylor
Cornett	Hodges	Money	Thomas
Cox	Holliman	Nettles	Tyson
Davis	Huddleston	Nolen	Vacca
deGraffenried	Hunt	Oakley	Ward
Dickson	Jenkins	Oden	Windle
Edwards (Escambia)	Johnson (Elmore)		

—82

And the bill:

S. 195. To provide for the appointment of bailiffs for the circuit courts of all counties having a population of not less than 135,000 nor more than 225,000 inhabitants, according to the last or any subsequent federal decennial census, to regulate their compensation and provide for the payment thereof.

Was read a third time at length and passed.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Cornett	Hain	Killough
Adams (Jefferson)	Davis	Hall	Kirkham
Adams (Tallapoosa)	deGraffenried	Haltom	Lackey
Albea	Dement	Hanby	Lee (Barbour)
Ashworth	DeSear	Hardy	Lee (Lawrence)
Bassett	Dickson	Harvey	Locke (Choctaw)
Boyd	Edwards (Escambia)	Hawkins	Locke (Perry)
Bradford	Edwards (Jefferson)	Hodges	McClendon (Chambers)
Brannan	Faulk	Holliman	McKay
Branyon	Ferrell	Huddleston	McLendon (Bullock)
Brassell	Franklin	Hunt	McNider
Brewer	Gilchrist	Jenkins	Mathews
Brooks	Gist	Johnson (Elmore)	Mathison
Brown (Lamar)	Goodwyn	Johnson (Tallapoosa)	Merrill
Burkhalter	Gregory	Kelly	Money

Murphy	Payne	Rodgers	Stokes
Nettles	Perry	Shumate	Summerlin
Nice	Pirkle	Simon	Thomas
Nolen	Ramey	Solomon	Vacca
Oakley	Richardson	Speaks	Ward
Oden	Roberts	Stembridge	Windle

—84

And the bill:

S. 243. To authorize and direct the Board of Education of Houston County to determine and fix the annual salary to be paid the Superintendent of Education, commencing at the beginning of the next term of office.

Was read a third time at length and passed.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Faulk	Johnson (Elmore)	Nice
Adams (Jefferson)	Ferrell	Johnson (Tallapoosa)	Nolen
Adams (Tallapoosa)	Franklin	Kelly	Oden
Albea	Gilchrist	Killough	Payne
Ashworth	Gilmer	Kirkham	Perry
Bassett	Gist	Lackey	Pirkle
Bradford	Goodwyn	Lee (Barbour)	Ramey
Brannan	Hain	Lee (Lawrence)	Richardson
Branyon	Hall	Locke (Choctaw)	Rodgers
Brassell	Haltom	Locke (Ferry)	Shumate
Brewer	Hanby	McClendon (Chambers)	Simon
Brooks	Hardy	McKay	Solomon
Brown (Lamar)	Hare	McLendon (Bullock)	Stembridge
Burkhalter	Harvey	McNider	Stokes
Cornett	Hawkins	Mathews	Summerlin
Davis	Hodges	Mathison	Taylor
deGraffenried	Holliman	Merrill	Thomas
Dement	Huddleston	Money	Vacca
Dickson	Hunt	Murphy	Ward
Edwards (Escambia)	Jenkins	Nettles	Windle
Edwards (Jefferson)			

—81

And the bill:

S. 284. Proposing an amendement to the Constitution of Alabama, relative to the levying of additional taxes for school purposes within Montgomery County.

Was read a third time at length and passed.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Brewer	Dickson	Hain
Adams (Jefferson)	Brooks	Edwards (Escambia)	Hall
Adams (Tallapoosa)	Brown (Lamar)	Edwards (Jefferson)	Haltom
Albea	Burkhalter	Faulk	Hanby
Ashworth	Callahan	Ferrell	Hardy
Bassett	Cornett	Franklin	Hare
Bradford	Davis	Gilchrist	Harrison
Brannan	deGraffenried	Gilmer	Harvey
Branyon	Dement	Gist	Hawkins
Brassell	DeSear	Goodwyn	Hodges

Holliman	Locke (Choctaw)	Nice	Solomon
Huddleston	Locke (Perry)	Nolen	Speaks
Hunt	McClendon (Chambers)	Oakley	Stembridge
Jenkins	McKay	Oden	Stokes
Johnson (Elmore)	McLendon (Bullock)	Payne	Summerlin
Johnson (Tallapoosa)	McNider	Perry	Taylor
Kelly	Mathews	Pirkle	Thomas
Killough	Mathison	Pruitt	Tyson
Kirkham	Merrill	Ramey	Vacca
Lackey	Money	Rodgers	Ward
Lee (Barbour)	Murphy	Shumate	Windle
Lee (Lawrence)	Nettles	Simon	

—87

And the bill:

S. 291. To alter, re-arrange, and re-define the boundaries of the City of Tuskegee in Macon County.

Was read a third time at length and passed.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Franklin	Killough	Perry
Adams (Tallapoosa)	Gilchrist	Kirkham	Pirkle
Albea	Gilmer	Lackey	Pruitt
Ashworth	Gist	Lee (Barbour)	Ramey
Bassett	Goodwyn	Lee (Lawrence)	Richardson
Branyon	Hain	Locke (Choctaw)	Roberts
Brassell	Hall	Locke (Perry)	Rodgers
Brooks	Haltom	McClendon (Chambers)	Shumate
Brown (Lamar)	Hanby	McKay	Simon
Burkhalter	Hardy	McLendon (Bullock)	Solomon
Callahan	Harrison	McNider	Speaks
Cornett	Harvey	Mathews	Stembridge
Davis	Hawkins	Mathison	Stokes
deGraffenried	Hodges	Merrill	Summerlin
Dement	Holliman	Money	Taylor
Dickson	Hunt	Nettles	Thomas
Edwards (Escambia)	Jenkins	Nolen	Tyson
Edwards (Jefferson)	Johnson (Elmore)	Oakley	Vacca
Faulk	Johnson (Tallapoosa)	Oden	Ward
Ferrell	Kelly	Payne	Windle

—80

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Fite to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 108, was adopted.

Yeas 90; Nays 0.

Yeas:

Messrs.:	Brewer	Dement	Gilmer
Adams (Jefferson)	Brooks	DeSear	Gist
Adams (Tallapoosa)	Brown (Lamar)	Dickson	Goodwyn
Albea	Burkhalter	Edwards (Escambia)	Hain
Ashworth	Callahan	Edwards (Jefferson)	Hall
Bassett	Cornett	Faulk	Haltom
Bradford	Cox	Ferrell	Hanby
Branyon	Davis	Franklin	Hardy
Brassell	deGraffenried	Gilchrist	Hare

Harrison	Lackey	Murphy	Selman
Harvey	Law	Nettles	Shumate
Hawkins	Lee (Barbour)	Nice	Simon
Hodges	Lee (Lawrence)	Nolen	Solomon
Holliman	Locke (Choctaw)	Oakley	Speaks
Huddleston	Locke (Perry)	Oden	Stembridge
Hunt	McClendon (Chambers)	Payne	Stokes
Jenkins	McKay	Perry	Summerlin
Johnson (Elmore)	McLendon (Bullock)	Pirkle	Thomas
Johnson (Tallapoosa)	McNider	Pruitt	Tyson
Kelly	Mathews	Ramey	Vacca
Kendall	Mathison	Richardson	Ward
Killough	Merrill	Roberts	Windle
Kirkham	Money	Rodgers	

—90

And the bill:

H. 108. To authorize any county in the State of Alabama now or hereafter owning a water works plant and distribution system or portion thereof to transfer or convey such plant and system or portion thereof to any municipal corporation situated in such county; to provide that such transfer or conveyance may be made without the necessity of an election by the qualified voters of such county, with or without any pecuniary consideration and on such terms and conditions as the governing body of such county may determine; to provide for the authorization of any such transfer or conveyance by resolution of the governing body of such county; and to provide that any such transfer or conveyance may be made without the necessity of approval by the Alabama Public Service Commission or similar regulatory body.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 90; Nays 0.

Yeas:

Messrs.:	Faulk	Kelly	Oden
Adams (Jefferson)	Ferrell	Kendall	Payne
Adams (Tallapoosa)	Gilchrist	Killough	Perry
Albea	Gilmer	Kirkham	Pirkle
Ashworth	Gist	Lackey	Pruitt
Bassett	Goodwyn	Law	Ramey
Bradford	Gregory	Lee (Barbour)	Richardson
Branyon	Hain	Lee (Lawrence)	Roberts
Brassell	Hall	Locke (Choctaw)	Rodgers
Brewer	Haltom	Locke (Perry)	Selman
Brooks	Hanby	McClendon (Chambers)	Shumate
Brown (Lamar)	Hardy	McKay	Simon
Burkhalter	Harrison	McLendon (Bullock)	Solomon
Callahan	Harvey	McNider	Speaks
Cornett	Hawkins	Mathews	Stembridge
Cox	Hodges	Mathison	Summerlin
Davis	Holliman	Merrill	Taylor
deGraffenried	Huddleston	Money	Thomas
Dement	Hunt	Murphy	Tyson
DeSear	Jenkins	Nettles	Vacca
Dickson	Johnson (Elmore)	Nice	Ward
Edwards (Escambia)	Johnson (Tallapoosa)	Nolen	Windle
Edwards (Jefferson)	Kaul	Oakley	

—90

MOTION TO SUSPEND RULES ADOPTED



The motion of Mr. Selman to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 170, was adopted.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kelly	Oden
Adams (Jefferson)	Faulk	Kendall	Payne
Adams (Tallapoosa)	Ferrell	Killough	Perry
Albea	Franklin	Kirkham	Pirkle
Ashworth	Gilchrist	Lackey	Pruitt
Bassett	Gilmer	Law	Ramey
Bradford	Gist	Lee (Barbour)	Richardson
Branyon	Goodwyn	Lee (Lawrence)	Roberts
Brassell	Gregory	Locke (Choctaw)	Rodgers
Brewer	Hain	Locke (Perry)	Selman
Brooks	Hall	McClendon (Chambers)	Shumate
Brown (Lamar)	Haltom	McKay	Simon
Burkhalter	Hanby	McLendon (Bullock)	Solomon
Callahan	Harrison	McNider	Speaks
Cornett	Harvey	Mathews	Stembridge
Cox	Hawkins	Mathison	Stokes
Davis	Hodges	Merrill	Summerlin
Dawkins	Holliman	Money	Taylor
deGraffenried	Huddleston	Murphy	Thomas
Dement	Hunt	Nettles	Tyson
DeSear	Jenkins	Nolen	Vacca
Dickson	Johnson (Tallapoosa)	Oakley	Windle
Edwards (Escambia)	Kaul		

—90

And the bill:

H. 170. (with substitute): To make an appropriation for the support and maintenance of the Walker County Junior College, located at Jasper, in Walker County, Alabama.

Was taken up.

The question was upon the adoption of the substitute reported by the Standing Committee on Ways and Means, said committee substitute being as follows:

Ways and Means Committee

Substitute for — H. B. 170:

# A BILL TO BE ENTITLED AN ACT

To make an appropriation for the support and maintenance of the Walker County Junior College, located at Jasper, in Walker County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. The sum of twenty-five thousand dollars (\$25,000) is hereby appropriated for each of the fiscal years ending September 30, 1958 and September 30, 1959, from the Alabama Special Educational Fund in the State Treasury, for the use and benefit of the Walker County Junior College, located at Jasper, in Walker County, Alabama, which sums shall be used for the support and maintenance of said college. The appropriations herein made shall be expended on war-

rants of the State Comptroller and upon vouchers or requisitions signed by the chief executive officer of Walker County Junior College and approved by the Governor.

Section 2. This Act shall become effective immediately upon its passage and approval of the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Elmore)	Oden
Adams (Jefferson)	Faulk	Johnson (Tallapoosa)	Payne
Adams (Tallapoosa)	Ferrell	Kelly	Perry
Albea	Franklin	Kendall	Pirkle
Ashworth	Gilchrist	Killough	Pruitt
Bassett	Gilmer	Kirkham	Ramey
Bradford	Gist	Lackey	Richardson
Branyon	Goodwyn	Lee (Barbour)	Roberts
Brassell	Gregory	Lee (Lawrence)	Rodgers
Brewer	Grouby	Locke (Choctaw)	Selman
Brooks	Hain	Locke (Perry)	Shumate
Brown (Lamar)	Hall	McClendon (Chambers)	Simon
Burkhalter	Haltom	McKay	Solomon
Callahan	Hanby	McLendon (Bullock)	Speaks
Cornett	Hardy	McNider	Stembridge
Cox	Harrison	Mathews	Stokes
Davis	Harvey	Merrill	Summerlin
Dawkins	Hawkins	Money	Taylor
deGraffenried	Hodges	Murphy	Thomas
Dement	Holliman	Nettles	Tyson
DeSear	Huddleston	Nolen	Vacca
Dickson	Hunt	Oakley	Windle
Edwards (Escambia)	Jenkins		

—90

And said bill, H. 170, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	deGraffenried	Hardy	Locke (Choctaw)
Adams (Jefferson)	Dement	Harrison	Locke (Perry)
Adams (Tallapoosa)	Dickson	Harvey	McClendon (Chambers)
Albea	Edwards (Escambia)	Hawkins	McKay
Ashworth	Edwards (Jefferson)	Hodges	McLendon (Bullock)
Bassett	Faulk	Holliman	McNider
Bradford	Ferrell	Huddleston	Mathews
Branyon	Franklin	Hunt	Merrill
Brassell	Gilchrist	Jenkins	Money
Brewer	Gilmer	Johnson (Elmore)	Murphy
Brooks	Gist	Johnson (Tallapoosa)	Nettles
Brown (Lamar)	Goodwyn	Kelly	Nolen
Burkhalter	Gregory	Kendall	Oakley
Callahan	Grouby	Killough	Oden
Cornett	Hain	Kirkham	Payne
Cox	Hall	Lackey	Perry
Davis	Haltom	Lee (Barbour)	Pirkle
Dawkins	Hanby	Lee (Lawrence)	Pruitt

Ramey	Shumate	Stokes	Tyson
Richardson	Simon	Summerlin	Vacca
Roberts	Solomon	Taylor	Ward
Rodgers	Speaks	Thomas	Windle
Selman	Stembridge		

—90

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Gregory to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 339, was adopted.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Jenkins	Nolen
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Adams (Tallapoosa)	Faulk	Johnson (Tallapoosa)	Oden
Albea	Franklin	Kelly	Payne
Ashworth	Gilchrist	Kendall	Perry
Bassett	Gilmer	Killough	Pirkle
Boyd	Gist	Kirkham	Pruitt
Bradford	Gregory	Lackey	Ramey
Branyon	Grouby	Law	Rodgers
Brassell	Hain	Lee (Barbour)	Selman
Brewer	Hall	Lee (Lawrence)	Shumate
Brown (Lamar)	Haltom	Locke (Choctaw)	Simon
Burkhalter	Hanby	Locke (Perry)	Solomon
Callahan	Hardy	McKay	Speaks
Cornett	Harrison	McLendon (Bullock)	Stembridge
Cox	Harvey	McNider	Stokes
Davis	Hawkins	Mathews	Summerlin
deGraffenried	Hodges	Merrill	Taylor
Dement	Holliman	Money	Thomas
DeSear	Huddleston	Murphy	Vacca
Dickson	Hunt	Nettles	Windle

—84

And the bill:

H. 339. To designate certain parts of the state highway system as "The Heart of Dixie Highway."

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Callahan	Gilchrist	Hawkins
Adams (Jefferson)	Cornett	Gilmer	Hodges
Adams (Tallapoosa)	Cox	Gist	Holliman
Albea	Davis	Goodwyn	Huddleston
Ashworth	deGraffenried	Gregory	Hunt
Bassett	Dement	Grouby	Jenkins
Boyd	DeSear	Hain	Johnson (Elmore)
Bradford	Dickson	Hall	Johnson (Tallapoosa)
Branyon	Edwards (Escambia)	Haltom	Kelly
Brassell	Edwards (Jefferson)	Hanby	Killough
Brewer	Faulk	Hare	Kirkham
Brown (Lamar)	Ferrell	Harrison	Lackey
Burkhalter	Franklin	Harvey	Law

Lee (Barbour)	Merrill	Perry	Solomon
Lee (Lawrence)	Money	Pirkle	Speaks
Locke (Choctaw)	Murphy	Ramey	Stembridge
Locke (Perry)	Nettles	Richardson	Stokes
McKay	Nolen	Rodgers	Summerlin
McLendon (Bullock)	Oakley	Selman	Taylor
McNider	Oden	Shumate	Thomas
Mathews	Payne	Simon	Vacca

—84

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Lee (Barbour) to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 445, was adopted.

Yeas 88; Nays 0.

Yeas:

Messrs.:	Ferrell	Johnson (Elmore)	Oakley
Adams (Jefferson)	<b>Franklin</b>	Johnson (Tallapoosa)	Oden
Adams (Tallapoosa)	Gilchrist	Kaul	Payne
Albea	Gilmer	Kelly	Perry
Ashworth	Gist	Kendall	Pirkle
Bassett	Goodwyn	Killough	Pruitt
Boyd	Gregory	Kirkham	Ramey
Bradford	Grouby	Lackey	Richardson
Branyon	Hain	Lee (Barbour)	Rodgers
Brasell	Hall	Lee (Lawrence)	Selman
Brewer	Haltom	Locke (Choctaw)	Shumate
Brown (Lamar)	Hanby	Locke (Perry)	Simon
Burkhalter	Hardy	McClendon (Chambers)	Solomon
Callahan	Hare	McKay	Speaks
Cornett	Harrison	McLendon (Bullock)	Stembridge
Cox	Harvey	McNider	Stokes
Davis	Hawkins	Mathews	Summerlin
deGraffenried	Hodges	Merrill	Taylor
Dement	Holliman	Money	Thomas
DeSear	Huddleston	Murphy	Vacca
Dickson	Hunt	Nettles	Ward
Edwards (Escambia)	Jenkins	Nolen	Windle
Edwards (Jefferson)			

—88

And the bill:

H. 445. To transfer funds heretofore appropriated for Bangs' Disease control from amounts therein designated to be expended for salaries and for equipment purchases to the amount to be expended for other expenses during the fiscal year ending September 30, 1957.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 90; Nays 0.

Yeas:

Messrs.:	Bradford	Cornett	Edwards (Escambia)
Adams (Jefferson)	Branyon	Cox	Edwards (Jefferson)
Adams (Tallapoosa)	Brasell	Davis	Ferrell
Albea	Brewer	deGraffenried	Franklin
Ashworth	Brown (Lamar)	Dement	Gilchrist
Bassett	Burkhalter	DeSear	Gilmer
Boyd	Callahan	Dickson	Gist

Goodwyn	Jenkins	McLendon (Bullock)	Rodgers
Gregory	Johnson (Elmore)	McNider	Selman
Grouby	Johnson (Tallapoosa)	Mathews	Shumate
Hain	Kaul	Merrill	Simon
Hall	Kelly	Money	Solomon
Haltom	Kendall	Murphy	Speaks
Hanby	Killough	Nettles	Stembridge
Hardy	Kirkham	Nice	Stokes
Hare	Lackey	Oakley	Summerlin
Harrison	Law	Oden	Taylor
Harvey	Lee (Barbour)	Payne	Thomas
Hawkins	Lee (Lawrence)	Perry	Tyson
Hodges	Locke (Choctaw)	Pirkle	Vacca
Holliman	Locke (Perry)	Pruitt	Ward
Huddleston	McClendon (Chambers)	Ramey	Windle
Hunt	McKay	Richardson	

—90

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Adams (Tallapoosa) to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 490, was adopted.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	Franklin	Kaul	Oden
Adams (Tallapoosa)	Gilchrist	Kelly	Payne
Ashworth	Gilmer	Kendall	Perry
Bassett	Gist	Killough	Pirkle
Boyd	Goodwyn	Lackey	Pruitt
Bradford	Gregory	Law	Ramey
Branyon	Grouby	Lee (Barbour)	Richardson
Brassell	Hain	Lee (Lawrence)	Rodgers
Brewer	Hall	Locke (Choctaw)	Selman
Brown (Lamar)	Haltom	Locke (Perry)	Shumate
Burkhalter	Hanby	Love	Simon
Callahan	Hardy	McClendon (Chambers)	Solomon
Cornett	Hare	McKay	Speaks
Cox	Harrison	McLendon (Bullock)	Stembridge
Davis	Harvey	McNider	Stokes
deGraffenried	Hawkins	Mathews	Summerlin
Dement	Hodges	Merrill	Taylor
DeSear	Holliman	Money	Thomas
Dickson	Huddleston	Murphy	Tyson
Edwards (Escambia)	Hunt	Nettles	Vacca
Edwards (Jefferson)	Jenkins	Nice	Ward
Faulk	Johnson (Elmore)	Nolen	Windle

— 92

And the bill:

H. 490. Providing for the utilization of convicts by the Commissioner of Corrections or the Director of the State Highway Department to work upon, clean, and restore certain cemeteries or graveyards.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 89; Nays 0.

## Yeas:

Mr. Speaker	Faulk	Kaul	Nolen
Adams (Jefferson)	Ferrell	Kelly	Oakley
Adams (Tallapoosa)	Franklin	Kendall	Oden
Albea	Gilchrist	Killough	Payne
Ashworth	Gilmer	Kirkham	Perry
Bassett	Gist	Lackey	Pirkle
Boyd	Gregory	Law	Pruitt
Bradford	Grouby	Lee (Barbour)	Ramey
Branyon	Hain	Lee (Lawrence)	Richardson
Brassell	Hall	Locke (Choctaw)	Rodgers
Brewer	Haltom	Locke (Perry)	Selman
Brown (Lamar)	Hardy	Love	Simon
Burkhalter	Hare	McClendon (Chambers)	Solomon
Callahan	Harrison	McKay	Speaks
Cornett	Harvey	McLendon (Bullock)	Stokes
Cox	Hodges	McNider	Summerlin
Davis	Holliman	Mathews	Taylor
deGraffenried	Huddleston	Merrill	Thomas
Dement	Hunt	Money	Tyson
DeSear	Jenkins	Murphy	Vacca
Dickson	Johnson (Elmore)	Nettles	Ward
Edwards (Escambia)	Johnson (Tallapoosa)	Nice	Windle
Edwards (Jefferson)			

—89

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Stokes to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 212, was adopted.

Yeas 67; Nays 14.

## Yeas:

Mr. Speaker	Ferrell	Kendall	Oden
Adams (Jefferson)	Franklin	Killough	Perry
Bassett	Gilchrist	Kirkham	Pirkle
Boyd	Gilmer	Lackey	Pruitt
Branyon	Gist	Law	Ramey
Brassell	Gregory	Lee (Barbour)	Roberts
Brewer	Hain	Lee (Lawrence)	Rodgers
Burkhalter	Hall	Locke (Choctaw)	Selman
Callahan	Haltom	McKay	Shumate
Cornett	Hanby	McLendon (Bullock)	Simon
Cox	Hare	McNider	Solomon
Davis	Harrison	Mathews	Speaks
deGraffenried	Hodges	Merrill	Stokes
Dement	Holliman	Money	Taylor
Dickson	Huddleston	Murphy	Vacca
Edwards (Escambia)	Kaul	Nice	Windle
Faulk	Kelly	Nolen	

—67

## Nays:

Messrs.:	Hardy	Love	Richardson
Albea	Hunt	Nettles	Summerlin
Bradford	Jenkins	Oakley	Ward
Grouby	Johnson (Tallapoosa)	Payne	

—14

And the bill:

H. 212 (with amendment): To amend further Section 1 of Act No. 691, S. 284, approved September 5, 1951 (Acts of Alabama, 1951,

p. 1192), entitled "An Act to fix the compensation of court reporters, and providing for the payment thereof."

Was taken up.

The question was upon the adoption of the amendment reported by the Standing Committee on Judiciary, said committee amendment being as follows:

Judiciary Committee Amendment to H. B. 212.

Amendment to House Bill No. 212.

Amend Section 2 of House Bill 212 so that the same shall read as follows:

Section 2. Provided that the official court reporter of the Twenty-second Judicial Circuit shall receive a total salary of five thousand dollars per annum, twenty-four hundred dollars of which shall be payable in equal monthly installments by the counties composing the circuit as set out in Section 1 above, and the remaining twenty-six hundred dollars per annum shall be paid in equal monthly installments on the warrant of the State Comptroller from the General Fund in the State Treasury; and provided further that the official court reporter of the Sixth Judicial Circuit shall receive a total salary of fifty-four hundred dollars per annum, twenty-eight hundred dollars of which shall be payable in equal monthly installments by the counties composing the circuit as set out in Section 1 above, and the remaining twenty-six hundred dollars per annum shall be paid in equal monthly installments on the warrant of the State Comptroller from the General Fund in the State Treasury.

And the amendment was adopted.

Yeas 82; Nays 6.

Yeas:

Mr. Speaker	Ferrell	Kendall	Oakley
Adams (Jefferson)	Franklin	Killough	Oden
Adams (Tallapoosa)	Gilchrist	Kirkham	Payne
Albea	Gilmer	Lackey	Perry
Ashworth	Gist	Law	Pirkle
Bassett	Goodwyn	Lee (Barbour)	Pruitt
Boyd	Gregory	Lee (Lawrence)	Ramey
Branyon	Hain	Locke (Choctaw)	Roberts
Brassell	Hall	Locke (Perry)	Rodgers
Brewer	Haltom	Love	Selman
Brown (Lamar)	Hanby	McClendon (Chambers)	Shumate
Burkhalter	Hardy	McKay	Simon
Callahan	Hare	McNider	Solomon
Cornett	Harrison	Mathews	Speaks
Cox	Hodges	Merrill	Stokes
deGraffenried	Holliman	Money	Taylor
Dement	Huddleston	Murphy	Thomas
Dickson	Hunt	Nettles	Tyson
Edwards (Escambia)	Johnson (Elmore)	Nice	Vacca
Edwards (Jefferson)	Kaul	Nolen	Windle
Faulk	Kelly		

—82

Nays:

Messrs.:	Grouby	McLendon (Bullock)	Summerlin
Bradford	Jenkins	Richardson	

—6

And said bill, H. 212, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 82; Nays 8.

**Yeas:**

Mr. Speaker	Edwards (Jefferson)	Kaul	Nice
Adams (Jefferson)	Faulk	Kelly	Nolen
Adams (Tallapoosa)	Ferrell	Kendall	Oakley
Albea	Franklin	Killough	Oden
Ashworth	Gilchrist	Kirkham	Perry
Bassett	Gilmer	Lackey	Pirkle
Boyd	Gist	Law	Pruitt
Branyon	Goodwyn	Lee (Barbour)	Ramey
Brassell	Gregory	Lee (Lawrence)	Roberts
Brewer	Hain	Locke (Choctaw)	Rodgers
Brown (Lamar)	Hall	Locke (Perry)	Selman
Burkhalter	Haltom	Love	Simon
Callahan	Hanby	McClendon (Chambers)	Solomon
Cornett	Hare	McKay	Speaks
Cox	Harrison	McNider	Stembridge
Davis	Hawkins	Mathews	Stokes
Dawkins	Hodges	Merrill	Taylor
deGraffenried	Holliman	Money	Thomas
Dement	Huddleston	Murphy	Vacca
Dickson	Johnson (Elmore)	Nettles	Windle
Edwards (Escambia)	Johnson (Tallapoosa)		

—82

**Nays:**

Messrs.:	Grouby	Jenkins	Richardson
Bradford	Hunt	McLendon (Bullock)	Ward
DeSear			

—8

**MOTION TO SUSPEND RULES ADOPTED**

The motion of Mr. Kaul to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 510, was adopted.

Yeas 85; Nays 0.

**Yeas:**

Mr. Speaker	deGraffenried	Harrison	Love
Adams (Jefferson)	Dement	Harvey	McClendon (Chambers)
Adams (Tallapoosa)	Dickson	Hodges	McKay
Albea	Edwards (Escambia)	Holliman	McLendon (Bullock)
Ashworth	Edwards (Jefferson)	Huddleston	McNider
Bassett	Faulk	Hunt	Merrill
Boyd	Franklin	Jenkins	Money
Bradford	Gilchrist	Johnson (Tallapoosa)	Murphy
Branyon	Gilmer	Kaul	Nettles
Brassell	Gist	Kelly	Nice
Brewer	Gregory	Killough	Nolen
Brown (Lamar)	Grouby	Kirkham	Oakley
Burkhalter	Hain	Lackey	Oden
Callahan	Hall	Law	Payne
Cornett	Haltom	Lee (Barbour)	Perry
Cox	Hanby	Lee (Lawrence)	Pirkle
Davis	Hardy	Locke (Choctaw)	Pruitt
Dawkins	Hare	Locke (Perry)	Ramey



Roberts	Speaks	Taylor	Vacca
Selman	Stembridge	Thomas	Ward
Shumate	Summerlin	Tyson	Windle
Simon			

—85

And the bill:

H. 510. To make an additional appropriation to the Division of Forestry of the Department of Conservation for the fiscal year ending September 30, 1957.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Faulk	Jenkins	Nettles
Adams (Jefferson)	Ferrell	Johnson (Tallapoosa)	Nice
Adams (Tallapoosa)	Franklin	Kaul	Nolen
Albea	Gilchrist	Kelly	Oakley
Ashworth	Gilmer	Kendall	Oden
Bassett	Gist	Killough	Payne
Boyd	Goodwyn	Kirkham	Perry
Bradford	Gregory	Lackey	Pirkle
Branyon	Grouby	Law	Pruitt
Brassell	Hain	Lee (Barbour)	Ramey
Brewer	Hall	Lee (Lawrence)	Roberts
Brown (Lamar)	Haltom	Locke (Choctaw)	Shumate
Burkhalter	Hanby	Locke (Perry)	Simon
Callahan	Hardy	Love	Speaks
Cornett	Hare	McClendon (Chambers)	Stembridge
Cox	Harrison	McKay	Summerlin
Davis	Harvey	McLendon (Bullock)	Taylor
Dawkins	Hawkins	McNider	Thomas
deGraffenried	Hodges	Mathews	Tyson
Dement	Holliman	Merrill	Vacca
DeSear	Huddleston	Money	Ward
Edwards (Escambia)	Hunt	Murphy	Windle
Edwards (Jefferson)			

—89

#### MOTION TO SUSPEND RULES LOST

The motion of Mr. Goodwyn to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 147, was lost.

Yeas 50; Nays 24.

Yeas:

Mr. Speaker	Ferrell	Law	Ramey
Adams (Jefferson)	Franklin	Lee (Barbour)	Roberts
Bassett	Gist	Lee (Lawrence)	Selman
Branyon	Goodwyn	Locke (Perry)	Shumate
Brassell	Hall	McNider	Simon
Brown (Lamar)	Haltom	Mathews	Speaks
Callahan	Hanby	Merrill	Stembridge
Cox	Hare	Murphy	Stokes
Dawkins	Harrison	Nolen	Taylor
Dement	Hawkins	Oden	Thomas
Dickson	Kelly	Perry	Tyson
Edwards (Escambia)	Kendall	Pruitt	Vacca
Edwards (Jefferson)	Lackey		

—50

*Nays:*

Messrs.:	Hain	Killough	Oakley
Albea	Hardy	Kirkham	Pirkle
Bradford	Holliman	Love	Richardson
Brewer	Hunt	McLendon (Bullock)	Rodgers
Burkhalter	Jenkins	Money	Summerlin
DeSear	Johnson (Tallapoosa)	Nettles	Ward
Grouby			

—24

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Dawkins to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 423, was adopted.

Yeas 93; Nays 0.

*Yeas:*

Mr. Speaker	Ferrell	Kaul	Oakley
Adams (Jefferson)	Franklin	Kelly	Oden
Albea	Gilchrist	Kendall	Payne
Ashworth	Gilmer	Killough	Perry
Bassett	Gist	Kirkham	Pirkle
Boyd	Goodwyn	Lackey	Pruitt
Bradford	Gregory	Law	Ramey
Branyon	Grouby	Lee (Barbour)	Richardson
Brassell	Hain	Lee (Lawrence)	Roberts
Brewer	Hall	Locke (Choctaw)	Rodgers
Brown (Lamar)	Haltom	Locke (Perry)	Seiman
Burkhalter	Hanby	Love	Shumate
Callahan	Hardy	McClendon (Chambers)	Simon
Cornett	Hare	McKay	Speaks
Cox	Harrison	McLendon (Bullock)	Steagall
Davis	Harvey	McNider	Stembridge
Dawkins	Hawkins	Mathews	Stokes
deGraffenried	Hodges	Merrill	Summerlin
Dement	Holliman	Money	Taylor
DeSear	Huddleston	Murphy	Thomas
Dickson	Hunt	Nettles	Vacca
Edwards (Escambia)	Jenkins	Nice	Ward
Edwards (Jefferson)	Johnson (Tallapoosa)	Nolen	Windle
Faulk			

—93

And the bill:

H. 423. To make an appropriation for the relief of Mrs. Mary R. Jarrell.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 94; Nays 0.

*Yeas:*

Mr. Speaker	Brassell	Dawkins	Ferrell
Adams (Jefferson)	Brewer	deGraffenried	Franklin
Albea	Brown (Lamar)	Dement	Gilchrist
Ashworth	Burkhalter	DeSear	Gilmer
Bassett	Callahan	Dickson	Gist
Boyd	Cornett	Edwards (Escambia)	Goodwyn
Bradford	Cox	Edwards (Jefferson)	Gregory
Branyon	Davis	Faulk	Grouby

Hain	Kaul	Mathews	Rodgers
Hall	Kelly	Merrill	Selman
Haltom	Kendall	Money	Shumate
Hanby	Killough	Murphy	Simon
Hardy	Kirkham	Nettles	Speaks
Hare	Lackey	Nice	Steagall
Harrison	Law	Nolen	Stembridge
Harvey	Lee (Barbour)	Oakley	Stokes
Hawkins	Lee (Lawrence)	Oden	Summerlin
Hodges	Locke (Choctaw)	Payne	Taylor
Holliman	Locke (Perry)	Perry	Thomas
Huddleston	Love	Pirkle	Tyson
Hunt	McClendon (Chambers)	Pruitt	Vacca
Jenkins	McKay	Ramey	Ward
Johnson (Elmore)	McLendon (Bullock)	Roberts	Windle
Johnson (Tallapoosa)	McNider		

—94

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Hawkins to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 66, was adopted.

Yeas 90; Nays 0.

## Yeas:

Mr. Speaker	Faulk	Johnson (Elmore)	Nolen
Adams (Jefferson)	Ferrell	Johnson (Tallapoosa)	Oakley
Adams (Tallapoosa)	Franklin	Kaul	Oden
Albea	Gilchrist	Kelly	Payne
Ashworth	Gilmer	Kendall	Perry
Bassett	Gist	Killough	Pirkle
Boyd	Goodwyn	Lackey	Pruitt
Bradford	Gregory	Lee (Barbour)	Richardson
Branyon	Grouby	Lee (Lawrence)	Roberts
Brassell	Hain	Locke (Choctaw)	Selman
Brewer	Hall	Locke (Perry)	Shumate
Brown (Lamar)	Haltom	Love	Simon
Burkhalter	Hanby	McClendon (Chambers)	Speaks
Callahan	Hardy	McKay	Stembridge
Cornett	Hare	McLendon (Bullock)	Stokes
Cox	Harrison	McNider	Summerlin
Davis	Harvey	Mathews	Taylor
Dawkins	Hawkins	Merrill	Thomas
Dement	Hodges	Money	Tyson
DeSear	Holliman	Murphy	Vacca
Dickson	Huddleston	Nettles	Ward
Edwards (Escambia)	Hunt	Nice	Windle
Edwards (Jefferson)	Jenkins		

—90

And the bill:

H. 66. To amend Section 199 of Title 7, Code of Alabama (1940), which provides for the service of process on nonresident owner or operator of a motor vehicle through the Secretary of State.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 93; Nays 0.

## Yeas:

Mr. Speaker	Albea	Boyd	Brassell
Adams (Jefferson)	Ashworth	Bradford	Brewer
Adams (Tallapoosa)	Bassett	Branyon	Brown (Lamar)

Burkhalter	Hall	Law	Perry
Callahan	Haltom	Lee (Barbour)	Pirkle
Cornett	Hanby	Lee (Lawrence)	Pruitt
Cox	Hardy	Locke (Choctaw)	Richardson
Davis	Hare	Locke (Perry)	Roberts
Dawkins	Harrison	Love	Rodgers
Dement	Harvey	McClendon (Chambers)	Selman
DeSear	Hawkins	McKay	Shumate
Dickson	Hodges	McLendon (Bullock)	Simon
Edwards (Escambia)	Holliman	McNider	Speaks
Edwards (Jefferson)	Huddleston	Mathews	Steagall
Faulk	Hunt	Merrill	Stembridge
Ferrell	Jenkins	Money	Stokes
Franklin	Johnson (Tallapoosa)	Murphy	Summerlin
Gilchrist	Kaul	Nettles	Taylor
Gilmer	Kelly	Nice	Thomas
Gist	Kendall	Nolen	Tyson
Goodwyn	Killough	Oakley	Vacca
Gregory	Kirkham	Oden	Ward
Grouby	Lackey	Payne	Windle
Hain			

—93

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Hawkins to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 540, was adopted.

Yeas 80; Nays 2.

## Yeas:

Mr. Speaker	Dickson	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Tallapoosa)	Oden
Adams (Tallapoosa)	Edwards (Jefferson)	Kaul	Payne
Albea	Ferrell	Kelly	Perry
Ashworth	Franklin	Kendall	Pirkle
Bassett	Gilchrist	Kirkham	Pruitt
Boyd	Gilmer	Lackey	Roberts
Bradford	Goodwyn	Law	Rodgers
Branyon	Gregory	Lee (Barbour)	Selman
Brassell	Hall	Lee (Lawrence)	Shumate
Brewer	Haltom	Locke (Choctaw)	Simon
Brown (Lamar)	Hanby	Locke (Perry)	Speaks
Burkhalter	Hare	Love	Stembridge
Callahan	Harrison	McClendon (Chambers)	Stokes
Cornett	Harvey	McNider	Summerlin
Cox	Hawkins	Mathews	Taylor
Davis	Hodges	Merrill	Thomas
Dawkins	Holliman	Money	Vacca
Dement	Huddleston	Murphy	Ward
DeSear	Hunt	Nolen	Windle

—80

Nays: Messrs. Gist and Grouby.

—2

And the bill:

H. 540. To make an additional appropriation to the Alabama Alcoholic Beverage Control Board for equipment purchases.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 82; Nays 1.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kaul	Nolen
Adams (Jefferson)	Edwards (Jefferson)	Kelly	Oakley
Adams (Tallapoosa)	Faulk	Kendall	Oden
Albea	Ferrell	Killough	Payne
Ashworth	Franklin	Kirkham	Perry
Bassett	Gilchrist	Lackey	Pirkle
Boyd	Gilmer	Law	Pruitt
Bradford	Goodwyn	Lee (Barbour)	Roberts
Branyon	Hall	Lee (Lawrence)	Shumate
Brassell	Haltom	Locke (Choctaw)	Simon
Brewer	Hanby	Locke (Perry)	Speaks
Brown (Lamar)	Hare	Love	Stembridge
Burkhalter	Harrison	McClendon (Chambers)	Stokes
Callahan	Harvey	McKay	Summerlin
Cornett	Hawkins	McNider	Taylor
Cox	Holliman	Mathews	Thomas
Davis	Huddleston	Merrill	Tyson
Dawkins	Hunt	Money	Vacca
Dement	Jenkins	Murphy	Ward
DeSear	Johnson (Elmore)	Nettles	Windle
Dickson	Johnson (Tallapoosa)		
—82			
Nay: Mr. Gist.			—1

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

S. J. R. 37. By Mr. Lambert:

BE IT RESOLVED by the Senate, the House concurring, that when the two Houses adjourn today they adjourn to meet again on Tuesday, June 25th, 1957.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

On motion of Mr. Lee (Barbour) the rules were suspended and the House concurred in and adopted the S. J. R. 37 set out in the above and foregoing Message from the Senate.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Davis	Grouby	Kendall
Adams (Jefferson)	Dawkins	Hain	Killough
Adams (Tallapoosa)	deGraffenried	Hall	Kirkham
Albea	Dement	Haltom	Lackey
Ashworth	DeSear	Hanby	Law
Bassett	Dickson	Hardy	Lee (Barbour)
Boyd	Edwards (Escambia)	Harrison	Lee (Lawrence)
Bradford	Edwards (Jefferson)	Hawkins	Locke (Choctaw)
Branyon	Faulk	Hodges	Locke (Perry)
Brassell	Ferrell	Holliman	Love
Brewer	Franklin	Huddleston	McClendon (Chambers)
Brown (Lamar)	Gilchrist	Johnson (Elmore)	McKay
Burkhalter	Gilmer	Johnson (Tallapoosa)	McLendon (Bullock)
Cornett	Gist	Kaul	McNider
Cox	Gregory	Kelly	Mathews

Merrill	Oden	Shumate	Taylor
Money	Payne	Speaks	Thomas
Murphy	Perry	Steagall	Vacca
Nettles	Pirkle	Stembridge	Ward
Nolen	Pruitt	Summerlin	Windle
Oakley	Rodgers		

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### CERTIFICATE OF CLERK

The House of Representatives:

I hereby certify that the House Joint Resolutions and House Bill hereinafter mentioned were delivered to the Executive Department on the date and hour named and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 11:50 A.M. On June 21, 1957

H. J. R. 31  
H. J. R. 32  
H. J. R. 33  
H. J. R. 34  
H. 52

OAKLEY MELTON, JR.  
Clerk

### ADJOURNMENT

On motion of Mr. Oden the House adjourned until Tuesday, June 25, 1957, at twelve-thirty o'clock P.M.

### SIXTEENTH DAY

House of Representatives  
Montgomery, Alabama  
Tuesday, June 25, 1957

The House met pursuant to adjournment.

### PRAYER

The session was opened with prayer by the Reverend Haywood L. Scott, Pastor, St. Marks Methodist Church, Montgomery, Alabama.

### ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Brown (Lamar)	Edwards (Jefferson)	Harrison
Adams (Jefferson)	Brown (Lee)	Faulk	Harvey
Adams (Tallapoosa)	Burkhalter	Ferrell	Hawkins
Albea	Callahan	Franklin	Hodges
Ashworth	Cornett	Gilchrist	Holliman
Bassett	Cox	Gilmer	Huddleston
Boyd	Crook	Gist	Hunt
Bradford	Davis	Goodwyn	Jenkins
Brannan	Dawkins	Grouby	Johnson (Elmore)
Branyon	deGraffenried	Hain	Johnson (Tallapoosa)
Brassell	Dement	Hall	Kaul
Brewer	DeSear	Haltom	Kelly
Broadfoot	Dickson	Hardy	Kendall
Brooks	Edwards (Escambia)	Hare	Killough

Kirkham	Martin	Perry	Speaks
Lackey	Mathews	Pirkle	Steagall
Law	Mathison	Pruitt	Stembridge
Lee (Barbour)	Merrill	Ramey	Stokes
Lee (Lawrence)	Money	Reynolds	Summerlin
Locke (Choctaw)	Murphy	Richardson	Taylor
Locke (Perry)	Nettles	Roberts	Thomas
Love	Nice	Rodgers	Tyson
McClendon (Chambers)	Nolen	Selman	Vacca
McKay	Oakley	Shumate	Ward
McLendon (Bullock)	Oden	Simon	Windle
McNider	Payne	Solomon	Wood

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A quorum was present.

#### REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the fifteenth legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

On motion of Mr. Dawkins, the reading at length of the Journal of the House for the fifteenth legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the fifteenth legislative day was approved.

Yeas 79; Nays 1.

Yeas:

Mr. Speaker	Dickson	Kelly	Nolen
Adams (Tallapoosa)	Edwards (Escambia)	Killough	Oakley
Albea	Edwards (Jefferson)	Kirkham	Oden
Ashworth	Faulk	Lackey	Payne
Bassett	Ferrell	Lee (Barbour)	Perry
Boyd	Franklin	Lee (Lawrence)	Pirkle
Bradford	Gilchrist	Locke (Choctaw)	Pruitt
Brassell	Gilmer	Locke (Perry)	Ramey
Brewer	Gist	McClendon (Chambers)	Richardson
Broadfoot	Hain	McKay	Roberts
Brooks	Hall	McLendon (Bullock)	Selman
Brown (Lee)	Haltom	McNider	Shumate
Burkhalter	Hardy	Martin	Solomon
Callahan	Harrison	Mathews	Steagall
Cox	Harvey	Mathison	Summerlin
Crook	Hodges	Merrill	Taylor
Davis	Holliman	Money	Thomas
Dawkins	Hunt	Murphy	Windle
deGraffenried	Jenkins	Nettles	Wood
Dement	Johnson (Elmore)	Nice	

—79

Nay: Mr. Rodgers.

—1

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resoution and returns same herewith to the House:

H. J. R. 35. Expressing deep regret of the Legislature at the passing of Paul H. Snow, and extending sincere sympathy to his family.

J. E. SPEIGHT,  
Secretary.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills, your signature thereto is requested:

S. 195. To provide for the appointment of bailiffs for the circuit courts of all counties having a population of not less than 135,000 nor more than 225,000 inhabitants, according to the last or any subsequent federal decennial census, to regulate their compensation and provide for the payment thereof.

Also:

S. 243. To authorize and direct the Board of Education of Houston County to determine and fix the annual salary to be paid the Superintendent of Education, commencing at the beginning of the next term of office.

Also:

S. 284. Proposing an amendment to the Constitution of Alabama, relative to the levying of additional taxes for school purposes within Montgomery County.

Also:

S. 291. To alter, re-arrange, and re-define the boundaries of the City of Tuskegee in Macon County.

J. E. SPEIGHT,  
Secretary.

#### SIGNING OF SENATE BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the title to which are set out in the above and foregoing Message from the Senate.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 434. Relating to Dale County: To fix the compensation of the Superintendent of Education of such county.

Also:

H. 250. To provide further for the salary and compensation of the superintendent of education of Winston County.

J. E. SPEIGHT,  
Secretary.



## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bill and returns same herewith to the House:

H. 18. To amend further Section 2 of Title 51 of the Code of Alabama, 1940, which relates to exemptions of persons and property from ad valorem taxation.

J. E. SPEIGHT,  
Secretary.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 37. The Legislature is investigating the qualification of all teachers for Social Security benefits.

J. E. SPEIGHT,  
Secretary.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House Amendment to the following Senate Bill:

S. 161. Relating to Winston County, reorganizing the county government abolishing the Board of Revenue of Winston County, and creating in lieu thereof the Board of Finance and Control of Winston County, prescribing the power, authority, and jurisdiction of the Board of Finance and Control; providing for the selection, qualifications, terms, power, duties, and compensation of the members thereof; and to repeal conflicting laws.

J. E. SPEIGHT,  
Secretary.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

S. J. R. 35. By Messrs.: Skidmore, Boutwell, Smith, Flowers, Roberts, and Jones.

Whereas, the annual meeting of the Alabama State Bar Association is scheduled to be held in Tuscaloosa, Alabama, on July 18, 19, and 20, and during the meeting many conferences and workshops will be held on various aspects of the practice of law, which will be beneficial to all the lawyers of the State; and

Whereas, many members of both Houses of the Legislature are lawyers, who will want to attend the annual meeting of the Alabama State Bar Association; and

Whereas, the Legislature generally meets on Tuesday and Friday of each week, and the lawyer members of the Legislature will not be able to attend the meeting of the Alabama State Bar Association if the Legislature is in session on Friday, July 19; now, therefore, **BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES**

THEREOF CONCURRING, That the two Houses of the Legislature will not meet or hold a session on Friday, July 19.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

On motion of Mr. Callahan the rules were suspended and the House concurred in and adopted the S. J. R. 35 set out in the above and foregoing Message from the Senate.

Yeas 67; Nays 2.

Yeas:

Mr. Speaker	Dickson	Kelly	Perry
Adams (Jefferson)	Edwards (Escambia)	Kirkham	Pruitt
Ashworth	Edwards (Jefferson)	Lackey	Ramey
Bassett	Faulk	Lee (Lawrence)	Reynolds
Brannan	Ferrell	Locke (Choctaw)	Richardson
Branyon	Franklin	Locke (Perry)	Roberts
Brewer	Gilmer	McClendon (Chambers)	Selman
Brooks	Gist	McKay	Simon
Brown (Lamar)	Goodwyn	McLendon (Bullock)	Solomon
Burkhalter	Hain	McNider	Steagall
Cox	Hall	Martin	Stembridge
Crook	Haltom	Merrill	Summerlin
Davis	Harrison	Money	Taylor
Dawkins	Hodges	Murphy	Tyson
deGraffenried	Holliman	Nettles	Vacca
Dement	Hunt	Nolen	Wood
DeSear	Jenkins	Oden	

—67

Nays: Messrs. Boyd and Windle.

—2

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

S. J. R. 36. By Mr. Jones:

RESOLVED BY THE SENATE, THE HOUSE CONCURRING, That the bill, S. B. 52, which has passed both Houses and has been signed by the Governor as Act No. 62 of this session, be designated and known as "The Jones, Calvin, Steagall, Fite, Harrison, and Hain Bill."

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

On motion of Mr. Davis the rules were suspended and the House concurred in and adopted the S. J. R. 36 set out in the above and foregoing Message from the Senate.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Boyd	Brewer	Callahan
Adams (Tallapoosa)	Bradford	Brooks	Cox
Albea	Brannan	Brown (Lamar)	Crook
Ashworth	Branyon	Brown (Lee)	Davis
Bassett	Brassell	Burkhalter	deGraffenried

Dement	Hodges	McLendon (Bullock)	Richardson
Dickson	Holliman	McNider	Roberts
Edwards (Escambia)	Hunt	Martin	Rodgers
Edwards (Jefferson)	Jenkins	Mathison	Selman
Faulk	Johnson (Elmore)	Merrill	Shumate
Ferrell	Johnson (Tallapoosa)	Money	Simon
Franklin	Kelly	Murphy	Solomon
Gilchrist	Killough	Nettles	Steagall
Gilmer	Kirkham	Nolen	Stembridge
Goodwyn	Law	Oakley	Summerlin
Grouby	Lee (Barbour)	Oden	Taylor
Hain	Lee (Lawrence)	Perry	Thomas
Hall	Locke (Choclaw)	Pruitt	Tyson
Hardy	McClendon (Chambers)	Ramey	Windle
Harrison	McKay	Reynolds	Wood
Harvey			

—81

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

S. J. R. 34. By Mr. Boutwell:

Whereas the National Blind Golfers' Association will play its 1957 tournament in Birmingham, Alabama, July 26-28; and

Whereas, the proceeds from said tournament are for the use of the Alabama Sight Conservation Association, a non-profit association, dedicated to the cause of prevention of blindness and the restoration of sight; and

Whereas, a number of outstanding citizens have accepted invitations to attend the tournament; now therefore

BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING, That the Legislature of Alabama, on behalf of the people of this State, hereby extends a warm-hearted welcome to the distinguished guests of Alabama who are to participate in said tournament, and hereby expresses its sincere best wishes for the success of the tournament; and

Resolved further, That a committee of three Representatives and three Senators be named to cooperate with the officials in charge of the tournament, to aid and assist them in every way possible to make this occasion an outstanding event, and officially to represent the State in this behalf.

The President and Presiding Officer of the Senate appointed as Committee on part of the Senate Messrs. Boutwell, Calvin, and Davis (Lowndes).

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Nettles the rules were suspended and the House concurred in and adopted the S. J. R. 34 set out in the above and foregoing Message from the Senate.

Yeas 89; Nays 0.

## Yeas:

Mr. Speaker	Dickson	Kendall	Perry
Adams (Jefferson)	Edwards (Escambia)	Killough	Pirkle
Adams (Tallahassee)	Edwards (Jefferson)	Lackey	Pruitt
Albee	Faulk	Lee (Barbour)	Ramey
Ashworth	Ferrell	Lee (Lawrence)	Reynolds
Bassett	Franklin	Locke (Choctaw)	Richardson
Boyd	Gilchrist	Locke (Perry)	Roberts
Bradford	Gilmer	McClendon (Chambers)	Rodgers
Brannan	Gist	McKay	Selman
Branyon	Grouby	McLendon (Bullock)	Shumate
Brassell	Hain	McNider	Simon
Brewer	Hall	Martin	Solomon
Broadfoot	Hardy	Mathison	Speaks
Brooks	Harrison	Merrill	Steagall
Brown (Lamar)	Harvey	Money	Stembridge
Brown (Lee)	Hodges	Murphy	Summerlin
Burkhalter	Holliman	Nettles	Taylor
Cox	Hunt	Nice	Thomas
Crook	Jenkins	Nolen	Tyson
Davis	Johnson (Elmore)	Oakley	Vacca
Dawkins	Johnson (Tallahassee)	Oden	Windle
Dement	Kaul	Payne	Wood
DeSear			

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The Speaker appointed as a Committee on part of the House Messrs. Nettles, Kendall and Lackey.

## REPORT OF RULES COMMITTEE

Mr. Fite, Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the following resolution and ordered same returned to the House with a favorable report.

H. J. R. 36. By Mr. Kaul:

BE IT RESOLVED by the House of Representatives, the Senate concurring, that:

Whereas, there have been introduced a number of bills in both houses of the legislature, a large number of which have overlapping and possibly conflicting provisions, particularly concerning the operation of the public school system, the exercise of the police power of the state, counties and municipalities, the registration of voters, and other matters of general importance, and

Whereas, the convenience of persons interested in such legislation in presenting their views thereon, and the orderly and expeditious consideration of such proposed legislation by the regular constituted committees and by the legislature would be facilitated by a joint committee of both houses created to review, consider, and coordinate such bills and resolutions.

## THEREFORE, BE IT RESOLVED THAT:

1. The Speaker of the House and the President of the Senate respectively appoint 7 members of the House and 7 members of the Senate to serve as a Coordination Committee of the Legislature:

2. There shall be sent to the coordinating committee for its recommendations by the chairman of the regular standing committees to which bills and resolutions have been referred, copies of all bills and resolutions dealing with the maintenance of peace and order of the state or any community, the exercise by the state or any county or municipality

of its police power, the operation of public schools, and other related matters deemed to be suitable for the consideration and recommendations of said committee;

3. Said Coordinating Committee shall meet at such times, places, and manner as it may determine to consider, coordinate and make recommendations with respect to bills and resolutions of both houses which may be sent to it;

4. Standing committees defer public hearings or other action upon bills or resolutions referred to them while the same are before the Coordinating Committee for its recommendations.

5. The Clerk of the House and the Secretary of the Senate are requested to provide the Committee with the necessary clerical assistance.

And H. J. R. 36 was adopted.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kaul	Oakley
Adams (Jefferson)	Faulk	Kelly	Oden
Adams (Tallapoosa)	Ferrell	Kendall	Payne
Albea	Franklin	Killough	Perry
Ashworth	Gilchrist	Kirkham	Pirkle
Bassett	Gilmer	Lackey	Pruitt
Boyd	Gist	Lee (Barbour)	Ramey
Bradford	Goodwyn	Lee (Lawrence)	Reynolds
Brannan	Grouby	Locke (Choctaw)	Richardson
Branyon	Hain	Locke (Perry)	Roberts
Brewer	Hall	McClendon (Chambers)	Simon
Brooks	Haltom	McKay	Solomon
Brown (Lamar)	Hardy	McLendon (Bullock)	Speaks
Brown (Lee)	Hare	McNider	Steagall
Burkhalter	Harrison	Martin	Stembridge
Callahan	Harvey	Mathews	Stokes
Crook	Hawkins	Mathison	Summerlin
Dawkins	Hodges	Merrill	Taylor
deGraffenried	Holliman	Money	Thomas
Dement	Hunt	Murphy	Tyson
DeSear	Jenkins	Nettles	Vacca
Dickson	Johnson (Elmore)	Nice	Windle
Edwards (Escambia)	Johnson (Tallapoosa)	Nolen	Wood

—92

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

S. J. R. 39. By Mr. Reeves:

BE IT RESOLVED BY THE SENATE, THE HOUSE CONCURRING, That when the two Houses adjourn on Friday, June 28, they adjourn to meet again on Tuesday, July 9; and

Resolved further, that the recess shall be taken without pay. All employees of the Legislature shall be laid off without pay during such recess, except the following: The Secretary of the Senate, Assistant Secretary of the Senate, Second Assistant Secretary of the Senate, Chief Clerk of the Senate, Reading Clerk of the Senate, Enrolling Clerk

of the Senate and 25 other Senate clerks, to be selected by the Secretary; also, the Clerk of the House, the three Assistant Clerks of the House, the Enrolling-Engrossing Clerk, the Chief Clerk, Reading Clerk and 25 other clerks of the House to be selected by the Clerk of the House.

J. E. SPEIGHT,  
Secretary.

### SENATE MESSAGE

The motion of Mr. Hawkins to suspend the rules in order to bring up for immediate consideration the S. J. R. 39 set out in the above and foregoing Message from the Senate was lost.

Yeas 65; Nays 21.

#### Yeas:

Messrs.:	Dickson	Johnson (Tallapoosa)	Perry
Adams (Jefferson)	Edwards (Jefferson)	Kendall	Pirkle
Adams (Tallapoosa)	Faulk	Killough	Pruitt
Albea	Franklin	Lackey	Ramey
Ashworth	Gilchrist	Lee (Barbour)	Reynolds
Bassett	Gilmer	Locke (Choctaw)	Richardson
Boyd	Gist	McClendon (Chambers)	Roberts
Bradford	Goodwyn	McLendon (Bullock)	Simon
Brannan	Hall	McNider	Stembridge
Brooks	Haltom	Martin	Stokes
Brown (Lee)	Hardy	Mathews	Summerlin
Burkhalter	Harrison	Merrill	Taylor
Callahan	Hawkins	Murphy	Thomas
Cox	Hodges	Nettles	Vacca
Crook	Huddleston	Nolen	Windle
Dawkins	Jenkins	Oakley	Wood
deGraffenried	Johnson (Elmore)		

—65

#### Nays:

Mr. Speaker	Davis	Kelly	Rodgers
Branyon	Dement	McKay	Selman
Brassell	Edwards (Escambia)	Mathison	Solomon
Brewer	Ferrell	Oden	Speaks
Broadfoot	Hunt	Payne	Steagall
Brown (Lamar)			

—21

And said resolution S. J. R. 39 was read and referred to the Standing Committee on Rules.

### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 14. Relative to pay for members of the Legislature who served as advisors to the Governor during the public hearings on present budget.

J. E. SPEIGHT,  
Secretary.

### NOTICE IN WRITING RELATIVE TO H. B. 117

Mr. Tyson filed the following Notice in Writing:

I hereby give notice to the House that the Bill, H. B. 117, which relates to Mobile County only, is a contested local bill; and I hereby respectfully request that this House refrain from taking any action on this bill during my absence from the House.

## RESOLUTIONS

The following resolutions were introduced:

H. J. R. 38. By Mr. Dawkins:

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, That when the two Houses adjourn on Wednesday, July 3, they adjourn to meet again on Tuesday, July 9; and

Resolved further, that the recess shall be taken without pay. All employees of the Legislature shall be laid off without pay during such recess, except the following: The Secretary of the Senate, Assistant Secretary of the Senate, Second Assistant Secretary of the Senate, Chief Clerk of the Senate, Reading Clerk of the Senate, Enrolling Clerk of the Senate and 25 other Senate clerks, to be selected by the Secretary; also, the Clerk of the House, the three Assistant Clerks of the House, the Enrolling-Engrossing Clerk, the Chief Clerk, Reading Clerk and 25 other clerks of the House to be selected by the Clerk of the House.

The motion of Mr. Dawkins to suspend the rules in order to bring up for immediate consideration the above and foregoing H. J. R. 38 was lost.

Yeas 65; Nays 20.

## Yeas:

Mr. Speaker	<b>Ferrell</b>	Lackey	Ramey
Albea	<b>Franklin</b>	Lee (Barbour)	Reynolds
Ashworth	<b>Gilmer</b>	Lee (Lawrence)	Richardson
Bassett	<b>Gist</b>	Locke (Choctaw)	Roberts
Bradford	<b>Hain</b>	Locke (Perry)	Selman
Brannan	<b>Hall</b>	McLendon (Bullock)	Shumate
Branyon	<b>Haltom</b>	McNider	Simon
Brewer	<b>Hardy</b>	Martin	Solomon
Brooks	<b>Hawkins</b>	Mathews	Speaks
Brown (Lamar)	<b>Holliman</b>	Merrill	Stembridge
Burkhalter	<b>Huddleston</b>	Money	Stokes
Crook	<b>Jenkins</b>	Nettles	Taylor
Davis	<b>Johnson (Elmore)</b>	Nolen	Thomas
Dawkins	<b>Johnson (Tallapoosa)</b>	Oakley	Vacca
DeSear	<b>Kendall</b>	Oden	Windle
Edwards (Escambia)	<b>Killough</b>	Pirkle	Wood
Faulk			

—65

## Nays:

Messrs.:	Cox	Hunt	Murphy
Adams (Jefferson)	Dickson	Kelly	Pruitt
Boyd	Gilchrist	Law	Rodgers
Brassell	Grouby	McClendon (Chambers)	Steagall
Broadfoot	Harrison	Mathison	Tyson
Cornett			

—20

And said resolution H. J. R. 38 was read and referred to the Standing Committee on Rules.

Also:

H. J. R. 39. By Messrs. Shumate, Selman and Davis:

We, the members of the House and Senate, would like to thank Southern Bell Telephone Company for the new telephone booths which have been installed in the lobby.

This will relieve our congested situation and be a benefit to all members of the House and Senate.

On motion of Mr. Davis the rules were suspended and H. J. R. 39 was adopted.

Yeas 75; Nays 1.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kendall	Pruitt
Adams (Jefferson)	Edwards (Jefferson)	Lackey	Ramey
Adams (Tallapoosa)	Ferrell	Lee (Barbour)	Reynolds
Albea	Franklin	Lee (Lawrence)	Richardson
Ashworth	Gilchrist	Locke (Choctaw)	Rodgers
Bassett	Gilmer	Locke (Perry)	Selman
Boyd	Gist	McClendon (Chambers)	Shumate
Bradford	Hain	McLendon (Bullock)	Simon
Branyon	Hall	McNider	Solomon
Brassell	Haltom	Martin	Speaks
Brewer	Hardy	Mathews	Steagall
Brooks	Harrison	Mathison	Stembridge
Brown (Lee)	Harvey	Merrill	Stokes
Burkhalter	Hawkins	Money	Taylor
Callahan	Jenkins	Murphy	Thomas
Cornett	Johnson (Elmore)	Nettles	Vacca
Cox	Johnson (Tallapoosa)	Nolen	Windle
Crook	Kaul	Oakley	Wood
Dement	Kelly	Oden	—75

Nay: Mr. Goodwyn.

—1

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

S. J. R. 41. By Messrs. Eddins, Calvin, Allen, Dyar, Newton, Grisham, Metcalf, Hall, Davis (Pickens), Tate, Roberts, Little, Engelhardt, Jones, Flowers, Shelton, Skidmore, Karbrough (Randolph), Yarbrough (Autauga), Van Antwerp, Moses, Vann, Boutwell, Goodwin, James, Cooper, Davis (Lowndes), Reeves, Leonard, Smith, Cantrell, and Lamberth:

Relative to the death of Mrs. Laura Hill Robison:

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the members of the Legislature note with deep regret the passing of Mrs. Laura Hill Robison, mother of the distinguished Senator from Montgomery, and extend their most sincere sympathy to Senator Vaughan Hill Robison and the members of his family for their great loss.

J. E. SPEIGHT,  
Secretary.



## SENATE MESSAGE

On motion of Mr. Goodwyn the rules were suspended and the House concurred in and adopted the S. J. R. 41 set out in the above and foregoing Message from the Senate.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Faulk	Kelly	Oden
Adams (Jefferson)	Ferrell	Kendall	Payne
Albea	Franklin	Killough	Perry
Ashworth	Gilchrist	Kirkham	Pirkle
Bassett	Gilmer	Lackey	Pruitt
Boyd	Gist	Law	Reynolds
Bradford	Goodwyn	Lee (Barbour)	Richardson
Brassell	Grouby	Lee (Lawrence)	Rodgers
Brewer	Hain	Locke (Choctaw)	Selman
Broadfoot	Hall	Locke (Perry)	Shumate
Brooks	Haltom	McClendon (Chambers)	Simon
Brown (Lamar)	Hardy	McKay	Solomon
Brown (Lee)	Harrison	McLendon (Bullock)	Speaks
Burkhalter	Harvey	McNider	Steagall
Callahan	Hawkins	Martin	Stembridge
Cornett	Hodges	Mathews	Taylor
Cox	Holliman	Mathison	Thomas
Crook	Huddleston	Merrill	Tyson
Davis	Hunt	Money	Vacca
Dawkins	Jenkins	Murphy	Ward
Dement	Johnson (Elmore)	Nettles	Windle
Edwards (Escambia)	Johnson (Tallapoosa)	Nolen	Wood
Edwards (Jefferson)	Kaul	Oakley	

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## BILLS ON SECOND READING

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 117. Relating to Mobile County; providing further for the government of the county; abolishing the board of revenue and road commissioners, and creating a county commission in lieu thereof; providing for the selection of the members of the commission, and prescribing their qualifications, terms, and compensation; providing for the organization and jurisdiction of the commission, and the powers and duties of its individual members.

H. 560. Relating to Bullock County: To authorize and empower the county board of education of Bullock County to remove or terminate the contract of employment of any teacher in the public school system at any time such action is deemed necessary to promote the best interest of the schools under its jurisdiction; repealing conflicting laws.

H. 566. To fix the compensation of members of the court of county commissioners, board of revenue or like governing body of all counties having a population of not less than 26,000 nor more than 26,600, according to the last or any subsequent federal decennial census.

H. 567. Relating to the municipality of Enterprise in Coffee County; to alter, rearrange, and extend the boundaries and corporate limits of the municipality of Enterprise, exempting annexed farm land and appurte-

nances from municipal ad valorem taxation so long as the same is used for farm purposes.

H. 572. Relating to Etowah County; to require employers of more than one hundred persons on an hourly wage basis to pay his employees their wages not later than on Friday of each week; prescribing penalties.

H. 573. To amend Section 5 of an act entitled "Relating to the construction, maintenance and repair of the county roads and bridges of Cherokee County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department and relieving the county and the officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds, including Cherokee County's proportionate share of the State gasoline tax, State motor vehicle license tax allocated to the county, supplies, equipment, machinery and materials for the construction, maintenance and repair of county roads and bridges; and repealing conflicting laws," approved August 23, 1955, being Act No. 261.

H. 575. Relating to Geneva County; authorizing and requiring the court of county commissioners, board of revenue or like governing body of said county to provide clerk-hire allowances for certain county officers.

H. 576. To fix the compensation of certain officers of Houston County; repealing conflicting laws.

H. 577. To amend Act No. 268, H. 776, approved August 23, 1955, entitled "An Act to designate by number the various places upon the City Council of the city of Scottsboro, Alabama, fix their terms of office and provide for their election."

H. 578. To amend Act No. 453, H. 844, approved September 9th, 1955, entitled "An Act Relating to Jackson County; authorizing the sheriff to appoint three additional deputies; providing for the qualifications, compensation, powers and duties of such deputies; authorizing the court of county commissioners, board of revenue, or other like governing body of Jackson County to pay to the sheriff of the county an allowance to defray the operational and maintenance cost of transportation incurred by such deputies in the performance of their official duties; and repealing conflicting laws." (Acts of Alabama, 1955, p. 1039).

H. 585. Making an appropriation from the treasury of Lawrence County for the relief of W. A. Pullen to compensate him for damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages.

H. 586. Making an appropriation from the treasury of Lawrence County for the relief of J. B. Byars to compensate him for damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages.

H. 587. Making an appropriation from the treasury of Lawrence County for the relief of W. L. Hill to compensate him for damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages.

H. 588. Making an appropriation from the treasury of Lawrence County for the relief of Silas Nix to compensate him for damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages.

H. 591. Relating to Marengo County: To fix the compensation of the members of the County Board of Education of Marengo County, Alabama.

H. 599. Providing for an Administrative Assistant in any county having a population of 113,500 and not more than 140,000 according to the federal census of 1940, fixing the qualifications, compensation and duties of such administrative assistant.

H. 600. To implement the provisions of Amendment CVI of the Constitution of Alabama, relative to the authority of school districts in Morgan County to levy additional taxes for public school purposes; to authorize the court of county commissioners, board of revenue or like governing body of Morgan County to levy special taxes in and for any school district within the county when such levy is approved at a district election held for such purpose; to provide for the ordering and holding of such elections; and to provide for the assessment, collection and enforcement of such taxes, and for the use of the proceeds thereof.

H. 607. To provide further for establishing a national military park at Horseshoe Bend in Tallapoosa County; authorizing the governing body of said county to take certain actions regarding the acquisition and use of land deemed necessary or desirable to be preserved as a part of said park.

H. 608. To propose an amendment to the Constitution of Alabama relating to the levy and collection of additional property taxes in the several school districts in Tallapoosa County.

The above bill was read a second time at length as required by the Constitution.

H. 612. Relating to counties having a population of not less than 29,500 nor more than 30,500, according to the last or any subsequent federal decennial census; authorizing the court of county commissioners, board of revenue or like governing body of every such county to provide the circuit clerk of the county an allowance for clerk hire.

H. 621. To authorize, direct and require the State Department of Revenue to collect any sales and use taxes which may be levied in the city of Haleyville, in Winston County, Alabama, under the provisions of any ordinance or resolution duly promulgated and adopted by the Governing Body of the City of Haleyville; to prescribe the power, duties, and authority of the State Department of Revenue with respect to the method or procedure for collecting such taxes, and remitting the proceeds thereof.

#### INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Messrs. Brannan and Edwards (Escambia):

H. 624. TO AMEND SECTION 606 OF TITLE 51 OF THE CODE OF ALABAMA 1940, AS AMENDED BY ACT NO. 399, GENERAL ACTS 1955, APPROVED SEPTEMBER 9, 1955, IMPOSING A LICENSE TAX ON THE BUSINESS OF ISSUING OR SELLING TRADING STAMPS OR DEVICES OR SUBSTITUTES THEREFOR.

Business and Labor.

By Messrs. Tyson, Perry, Gist, Edwards (Escambia), Brannan and Speaks:

H. 625. To amend Article 20 of Chapter 1, Title 17, Code of Alabama (1940), which relates to the election of electors for president and for vice-president and representatives in Congress.

Constitution and Elections.

By Mr. Locke (Choctaw) (with notice and proof):

H. 626. Relating to Choctaw County: To amend Section 4 of Act No. 660, General and Local Acts of 1951, approved September 4, 1951, relating to the Inferior Court of Choctaw County.

Local Legislation No. 1.

Notice and Proof H. 626:

STATE OF ALABAMA  
COUNTY OF CHOCTAW

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Choctaw County: To amend Section 4 of Act No. 660, General & Local Acts of 1951, approved September 4, 1951, relating to the Inferior Court of Choctaw County.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 4 of Act No. 660, General & Local Acts of 1951, approved September 4, 1951, relating to the Inferior Court of Choctaw County, be and the same is hereby amended to read as follows:

"Section 4. CLERK. (a) The Circuit clerk of Choctaw County shall be ex-officio clerk of the court herein established. The clerk of the Inferior Court shall receive as his compensation the same fees and costs as are now allowed by law to clerks of circuit courts in this State, and in addition thereto he shall receive an annual salary of three hundred dollars (\$300.00) payable in equal monthly installments out of the county treasury on the warrant of the judge of said court. The clerk shall also receive a fee of seventy-five cents (\$0.75) for each writ of arrest issued by him, to be taxed and collected by him as other costs are taxed and collected.

"(b) It shall be the duty of the clerk to keep all the records, files, and dockets of the court in an orderly manner and to perform all other duties required by the judge.

"(c) The clerk shall have power and authority: 1) to administer oaths and take acknowledgments and affidavits; 2) to sign and issue all processes issuing out of the court, including warrants, affidavits, summonses, subpoenas, writs, executions, commitments, and releases; 3) to approve bonds in civil and criminal cases; 4) to enter all judgments, orders, and decrees of the court; 5) to certify all appeals and transcripts; 6) to exercise all powers and authority which are now or may be hereafter conferred on clerks of circuit courts.

"(d) The clerk, before entering upon the duties of his office, shall give bond in such a penal sum as may be provided by the Board of Commissioners of Choctaw County payable and conditioned upon the faithful performance of the duties of his office. This bond shall be approved by the judge and shall be recorded in the office of the Probate Judge of Choctaw County. The premium on the bond shall be paid out of the general fund of the county.

"(3) The clerk shall appoint a deputy who shall hold office at the will of the clerk and who shall receive the portion of the fees provided

for in this Act as the clerk shall designate. Any deputy so appointed shall have the authority to file papers and do all things herein provided in the name of the clerk."

Section 2. All laws, local, special and general, in conflict with the provisions hereof are hereby repealed.

Section 3. The provisions of this Act shall become effective upon its passage and approval by the Governor, or upon its otherwise becoming a law.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF CHOCTAW

Before me, the undersigned authority in and for said County in said State, this day personally appeared D. D. Blount, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of The Choctaw Advocate, a newspaper of general circulation published in Choctaw County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 23, May 30, June 6, and June 13, all in the year 1957.

D. D. BLOUNT.

Sworn to and subscribed before me June 24, 1957.

F. N. BRUISTER,  
Circuit Clerk.

By Mr. Mathews:

H. 627. To amend further Section 1 of Act No. 288, S. 161, approved July 7, 1945 (General Acts of Alabama, 1945, p. 478), which provides for the commissioning of supernumerary circuit judges.

Judiciary.

By Mr. Davis (with notice and proof):

H. 628. To amend an act approved August 26, 1953, entitled "An Act Relating to Cullman County; fixing the compensation of the coroner" (Act No. 374, H. 736, Acts of Alabama, Regular Session, 1953, Vol. I, p. 446).

Local Legislation No. 1.

Notice and Proof H. 628:

##### STATE OF ALABAMA COUNTY OF CULLMAN

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To amend an act approved August 26, 1953, entitled "An Act Relating to Cullman County; fixing the compensation of the coroner" (Act No. 374, H. 736, Acts of Alabama, Regular Session, 1953, Vol. I, p. 446).

Be It Enacted by the Legislature of Alabama:

That Section 1 of an act approved August 26, 1953, entitled "An Act Relating to Cullman County; fixing the compensation of the coroner" (Act No. 374, H. 736, Acts of Alabama, Regular Session, 1953, Vol. I, p. 446) is amended to read as follows:

"Section 1. The coroner of Cullman County shall receive an annual salary of twelve hundred (\$1,200.00), payable in equal monthly installments as the salaries of other county employees are paid, which salary shall be paid in lieu of all other compensation."

Rep. Bryce C. Davis

May 22-29—June 5-12

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF CULLMAN

Before me, the undersigned authority in and for said County in said State, this day personally appeared Robert Bryan, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of The Times, a newspaper of general circulation published in Cullman County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 22, May 29, June 5, and June 12, all in the year 1957.

ROBERT BRYAN.

Sworn to and subscribed before me June 24, 1957.

MARIE W. BERGIN,  
Notary Public.

My commission expires 3/29/61

By Messrs. Hardy, Boyd, Thomas, Roberts, Brassell, McKay, Brannan, Nolen, Gist, Payne, Hall, Stembridge, Ashworth, Kelly, Adams (Tailapoosa), Callahan, Dement, Harvey, Nettles, Franklin, Kendall, Goodwyn, Brown (Lee), Vacca, Locke (Perry), Selman, Albea, Ferrell, deGraffenried, Haltom, Lee (Barbrour), Reynolds, Hain, Martin, ley, Steagall, Gilmer, Lee (Lawrence), Huddleston, Hain, Martin, Ramey, Hawkins, Wood, Bradford, Brooks, McNider, Simon, Tyson, Branyon, Shumate, Holliman, Kirkham, Harrison, Perry, Bassett, Killough, Locke (Choctaw), Grouby, Hodges, Adams (Jefferson), Edwards (Jefferson), Taylor, Crook, McLendon, Rodgers, Speaks and Cornett:

H. 629. TO PROTECT THE INTEREST OF THE PUBLIC WITH RESPECT TO INSURANCE AGENTS, SOLICITORS AND BROKERS: TO REGULATE THE CONDUCT OF THE BUSINESS OF INSURANCE AGENTS, SOLICITORS AND BROKERS: TO PROVIDE FOR THE POWERS AND DUTIES OF THE SUPERINTENDENT OF INSURANCE WITH RESPECT THERETO: TO PROVIDE FOR THE EXAMINING AND LICENSING OF INSURANCE AGENTS, SOLICITORS AND BROKERS: TO PROVIDE FOR THE ADMINISTRATION OF THIS ACT: TO PROVIDE FOR THE DENIAL, REVOCATION OR SUSPENSION OF LICENSES UNDER THIS ACT: TO PROVIDE FOR PENALTIES FOR THE VIOLATION OF ANY PROVISION OF THIS ACT: TO PROVIDE FOR JUDICIAL REVIEW OF THE ACTS OF THE SUPERINTENDENT OF INSURANCE WITH RESPECT TO THE ADMINISTRATION OF THE PROVISIONS OF THIS ACT: TO REPEAL ALL LAWS OR PARTS OF LAWS IN CONFLICT THEREWITH:

Constitution and Elections.

By Mr. Ferrell (with notice and proof):

H. 630. To require a license for each person, firm, corporation, dealer or agent selling, offering to sell, or soliciting orders for the sale of furniture, household goods and appliances to ultimate consumers who do not maintain a regular established place of business in DeKalb County, Alabama, for the sale of such furniture and provide for the collection of said license, and to provide a penalty for failure to take out said license and to provide that the Probate Judge issue said license and to provide that the money collected from said license to be paid into the General Fund of DeKalb County, Alabama, for general purposes.

Local Legislation No. 1.

Notice and Proof H. 630:

#### NOTICE OF LOCAL LAW

Notice is hereby given that a local bill will be introduced in the present session of the Legislature of Alabama, and an effort made to secure its passage. Said bill, in substance, being as follows:

#### A BILL TO BE ENTITLED AN ACT

To require license from each person, firm, corporation, dealer or agent selling, offering to sell, or soliciting orders for the sale of furniture, household goods and appliances to ultimate consumers who do not maintain a regular established place of business in DeKalb County, Alabama, for the sale of such furniture and provide for the collection of said license, and to provide a penalty for failure to take out said license and to provide that the Probate Judge issue said license and to provide that the money collected from said license to be paid into the General Fund of DeKalb County, Alabama, for general purposes.

Be It Enacted by the Legislature of Alabama:

Section 1. That each person, firm, corporation, dealer or agent selling, offering to sell, or soliciting orders for the sale of furniture, household goods and appliances to ultimate consumers, who do not maintain a regularly established place of business in DeKalb County, Alabama, for the sale of such furniture, household goods and appliances, shall be required to pay an annual license of One Thousand Dollars (\$1,000.00) for the use of DeKalb County, Alabama, which shall be in addition to all other license as required by law.

Section 2. The license required by this Act shall be issued by the Judge of Probate of DeKalb County, Alabama, and he shall receive for the insurance of such license a fee of \$1.00 and upon the payment of the license required by this Act, the Probate Judge shall issue said license, and all money derived from said license shall be paid into the General Fund of DeKalb County, Alabama, for general county purposes.

Section 3. Any person, firm, corporation, dealer or agent violating any provisions of this Act shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of not more than \$1,000.00 and in addition to such fine, the Court may, in its discretion, impose a hard labor sentence for DeKalb County, Alabama, of not more than six months.

Section 4. All laws or parts of laws in conflict herewith are expressly repealed.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or its otherwise becoming a law.

STATE OF ALABAMA  
DEKALB COUNTY

Before me, W. M. Beck, a Notary Public in and for said County and State, personally appeared Bobby R. Day, who being by me first duly sworn, deposes and says: That I am the Editor and Publisher of the "Fort Payne Journal," a weekly newspaper of general circulation, published in Fort Payne, DeKalb County, Alabama; that the attached notice of local legislation was regularly published in said paper for four consecutive weeks in the issues of June 3, June 10, June 17, and June 24, 1957; and that no part of the publication fees for the running of said local act in said newspaper was paid from State, County, or any other public funds.

BOBBY R. DAY,  
Editor and Publisher.

Sworn to and subscribed before me this the 24th day of June, A.D., 1957.

W. M. BECK,  
Notary Public.

My commission expires 2-7-59

By Messrs. Lackey, Vacca, Kaul, Perry, Nice, Edwards (Jefferson), Adams (Jefferson), and Oden:

H. 631. To amend retrospectively Section 22 of Act No. 929 of the regular session of the Legislature of Alabama of 1951, relating to cities having a population of two hundred and fifty thousand inhabitants according to the last or any succeeding federal census.

Local Legislation No. 2.

By Messrs. Lackey, Vacca, Kaul, Perry, Nice, Edwards (Jefferson), Adams (Jefferson) and Oden:

H. 632. TO AMEND retrospectively Section 9 of Act No. 929 of the Regular Session of the Legislature of Alabama of 1951, approved September 12, 1951 (General Acts 1951, Page 1579).

Local Legislation No. 2.

By Messrs. Haltom, Broadfoot, Huddleston, Martin, Harvey, Pruitt, Windle, Lee (Lawrence), Reynolds, Oden, Davis, Brown (Lamar), Roberts, Dement, Shumate and Branyon:

H. 633. To authorize the execution of, and give approval to a compact between the State of Alabama and the State of Mississippi for the purpose of promoting the development of a navigable interstate waterway connecting the Tombigbee and Tennessee Rivers; to provide for the enforcement of the compact; and to appropriate funds.

Ways and Means.

By Mr. Lee (Lawrence) (with notice and proof):

H. 634. Relating to Lawrence County; regulating further the times and places of registering voters by the board of registrars.

Local Legislation No. 1.

Notice and Proof H. 634:

STATE OF ALABAMA  
COUNTY OF LAWRENCE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:



A BILL  
TO BE ENTITLED  
AN ACT

Relating to Lawrence County; regulating further the times and places of registering voters by the board of registrars.

Be It Enacted by the Legislature of Alabama:

Section 1. The Board of registrars of Lawrence County shall meet at the courthouse of the county on thirty separate days between the first day of October and the thirty-first day of December, 1957, and each two years thereafter, to register persons entitled to register; and hereafter the board shall have no authority to visit the several precincts of the county to register persons entitled to register pursuant to Section 26 of Title 17, Code of Alabama (1940), as amended.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Joe Calvin  
W. J. Lee, Jr.

22-4

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF LAWRENCE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Arthur F. Slaton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Moulton Advertiser, a newspaper of general circulation published in Lawrence County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 30, June 6, June 13, and June 20, all in the year 1957.

ARTHUR F. SLATON.

Sworn to and subscribed before me June 24, 1957.

J. L. WEATHERWAX,  
Notary Public.

By Mr. Lee (Lawrence) (with notice and proof):

H. 635. Relating to Lawrence County, fixing the time of meeting of the county board of equalization to review, revise, correct and fix the assessment values as set by the tax assessor; repealing conflicting laws.

Local Legislation No. 1.

Notice and Proof H. 635:

STATE OF ALABAMA  
COUNTY OF LAWRENCE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Lawrence County fixing the time of meeting of the county board of equalization to review, revise, correct and fix the assessment values as set by the tax assessor; repealing conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The county board of equalization of Lawrence County shall meet on the third Monday in January of each year and sit at the courthouse of the county from day to day to review, revise, correct and fix the assessment values as set by the tax assessor, and shall remain in session until their duties have been completed or their allotted number of days have been exhausted, as prescribed by law. Such meetings shall be in lieu of the meetings provided for by Section 104 of Title 51, Code of Alabama (1940), as amended.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Joe Calvin  
W. J. Lee, Jr.

22-4

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF LAWRENCE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Arthur F. Slaton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Moulton Advertiser, a newspaper of general circulation published in Lawrence County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 30, June 6, June 13, and June 20, all in the year 1957.

ARTHUR F. SLATON.

Sworn to and subscribed before me June 24, 1957.

J. L. WEATHERWAX,  
Notary Public.

By Messrs. Roberts and Reynolds:

H. 636. Relating to cities having a population of not less than 15,000 nor more than 18,500, according to the last or any subsequent federal decennial census; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, operation, and fostering of offstreet automobile parking facilities in such cities; and providing for the creation of automobile parking agencies in and for such cities.

Local Legislation No. 1.

By Mr. Roberts:

H. 637. To amend Section 211 of Title 46 of the 1940 Code of Alabama, and to repeal Section 210 of Title 46 of the 1940 Code of Alabama, all of said sections being relative to the practice of optometry; to amend the law regulating advertising; to repeal conflicting laws and to set the effective date of this act.

Public Welfare.

By Mr. Cox (with notice and proof):

H. 638. To extend the corporate limit lines of the City of Guntersville, Alabama, and to provide when said Act will take effect.

Local Legislation No. 1.

Notice and Proof H. 638:

### LEGAL NOTICE

Notice is hereby given that application will be made to the Legislature of Alabama for enactment of the following bill into law, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To extend the corporate limit lines of the City of Guntersville, Alabama, and to provide when said Act will take effect.

Be It Enacted by the Legislature of Alabama:

Section 1. That on and after the passage and approval of this bill the corporate limit lines of the City of Guntersville, Alabama, be and are extended to include the following described tract of land, to-wit:

Beginning at the northwest corner of Section 21, Township 8, Range 3 East; thence south along the section lines of Sections 21 and 28 to the southwest corner of the north half of the northwest fourth of Section 28, Township 8 South, Range 3 East; thence east and following the south line of the said north half of the northwest fourth of Section 28 to a point where the same crosses the 595.44 contour line on or near the Guntersville Reservoir; thence following the meanderings of said contour line in a northern and easterly direction to a point where the north boundary of Section 21, Township 8, Range 3 East extends across said contour line; thence west along the north boundary line of said Section 21, Township 8, Range 3 East to the point of beginning, lying and being in Marshall County, Alabama.

Section 2. This Act shall take effect immediately upon its passage and approved by the Governor or its otherwise becoming a law."

—W-4c-6-19

### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF MARSHALL

Before me, the undersigned authority in and for said County in said State, this day personally appeared Porter Harvey, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor and Publisher of the Advertiser-Glean, a newspaper of general circulation published in Marshall County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 29th, June 5th, June 12th, and June 19th, all in the year 1957.

PORTER HARVEY.

Sworn to and subscribed before me June 19th, 1957.

CHARLES R. SORTER,  
Notary Public, State at large, Alabama.

ALICE WELLS HARVEY,  
Notary Public, State at large, Alabama.

By Messrs. Simon, Tysen and Murphy (with notice and proof):

H. 639. Relating to Mobile County: To fix the compensation of the register of the circuit court of Mobile County.

Local Legislation No. 1.

Notice and Proof H. 639:

#### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF MOBILE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Relating to Mobile County: To fix the compensation of the register of the circuit court of Mobile County:

Be It Enacted by the Legislature of Alabama:

Section 1. The register of the circuit court of Mobile County shall receive a salary of \$7,200 dollars (\$7,200) per annum, which shall be paid in equal monthly installments out of the treasury of Mobile County. The compensation herein provided for the register of the circuit court of Mobile County shall be in lieu of all other compensation heretofore prescribed or provided by law.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective upon the expiration of the term of the incumbent register of the circuit court.

Otto E. Simon  
John M. Tyson

Press Reg., March 31, April 7, 14, 21.

W. F. Egan being sworn, says that he is Asst. Auditor of the Mobile Press and The Mobile Register; daily newspapers printed and published in the City and County of Mobile, State of Alabama: and the attached notice appeared in the issue of The Mobile Register March 31, April 7, 14 & 21, 1957.

W. F. EGAN.

Sworn to and subscribed before me this 24th day of June, 1957.

ALVIN A. JOHNSON,  
Notary Public.

By Messrs. Murphy, Simon and Tyson:

H. 640. To amend the title and Sections 6 and 9 of Act No. 31 adopted at the Second Special Session of the Legislature of Alabama of 1956, which act is applicable to any county having a population of not less than 225,000 nor more than 525,000 inhabitants according to the last or any subsequent federal census, so as to provide for the issuance of general obligation warrants of such counties in amounts which, when added to the amount of the special recording fees provided for in said Act No. 31 on hand for such purpose remaining after creating a special fund as a reserve or cushion for the benefit of such warrants, will be

sufficient to pay the costs of installation of the improved indexing and recording provided for in said act, and so as to provide that such warrants and any interest coupons applicable thereto shall evidence claims for office supplies for offices of Probate Judges within the meaning of Subsection 3 of Section 121 of Title 12 of the Code of Alabama of 1940, as amended, and so as to provide that issuance of such warrants and coupons shall constitute audit and allowance of such claims and that said claims need not be proved or registered.

Local Legislation No. 1.

By Messrs. Murphy, Simon and Tyson:

H. 641. Applying in counties having a population of not less than 225,000 nor more than 525,000 inhabitants according to the last or any subsequent Federal census; providing for the method of acknowledging full or partial satisfaction of any recorded mortgage or other lien in the records of the office of the Judge of Probate of such county.

Local Legislation No. 1.

By Messrs Simon, Tyson and Murphy (with notice and proof):

H. 642. Relating to Mobile County: To fix the compensation of the clerk of the circuit court of Mobile County.

Local Legislation No. 1.

LEGAL NOTICE

STATE OF ALABAMA  
COUNTY OF MOBILE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Mobile County: To fix the compensation of the clerk of the circuit court of Mobile County.

Be It Enacted by the Legislature of Alabama:

Section 1. The clerk of the circuit court of Mobile County, Alabama, shall be entitled to an annual salary of seven thousand two hundred dollars (\$7,200), which shall be paid in equal monthly installments out of the general fund in the county treasury. The compensation herein provided for the clerk shall be in lieu of all other compensation heretofore prescribed or provided for by law.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective at the beginning of the term of office of the clerk of the circuit clerk who is elected in 1958.

Otto E. Simon  
John M. Tyson

March 31, April 7, 14, 21.

W. F. Egan being sworn, says that he is Asst. Auditor of the Mobile Press and The Mobile Register; daily newspapers printed and published in the City and County of Mobile, State of Alabama: and the attached

notice appeared in the issue of The Mobile Register March 31, April 7, 14 & 21, 1957.

W. F. EGAN.

Sworn to and subscribed before me this 24th day of June, 1957.

ALVIN A. JOHNSON,  
Notary Public.

By Messrs. Boyd and Bassett:

H. 643. To amend Section 52 of Title 37 of the Code of Alabama of 1940, as heretofore amended, so as to authorize boards of commissioners of municipalities whose form of government is controlled by the provisions of Article 1 of Chapter 4 of Title 37 of the Code of Alabama of 1940, to provide by ordinance for the holding of regular public meetings on the second and fourth Tuesdays of every month.

Local Government.

By Mr. deGraffenried:

H. 644. To amend Section 18 of Act No. 375, H. B. 1006, approved September 8, 1955 (Acts of Alabama, Regular Session 1955, page 901), entitled "An Act To Provide for the taking of Depositions of Witnesses or Parties upon oral examination for discovery or for use as evidence; to prescribe the scope of the examination, use of such depositions, effect of using such depositions; to provide a method of compelling the attendance of the person sought to be examined; and to prescribe penalties for the failure of such person to appear for such examination".

Judiciary.

By Messrs. deGraffenried, Callahan, Brown (Lee), Boyd, Summerlin, Ward, Brannan, Broadfoot, Haltom and Pruitt:

H. 645. To amend further Act No. 47, H. 29, approved May 24, 1951 (Acts of Alabama, 1951, p. 259), entitled "An Act To provide educational benefits to certain disabled veterans; to dependents and survivors of disabled veterans; and to dependents and survivors of deceased servicemen or veterans."

Ways and Means.

### BILLS ON THIRD READING

H. 515. To regulate further the office of Circuit Solicitor of the Eleventh Judicial Circuit. Creating special funds for expenditure for the benefit of the Circuit Solicitor in law enforcement and in the conduct of his office.

Was taken up.

Messrs. Haltom and Broadfoot offered the following amendment to the bill, H. 515:

### AMENDMENT TO H. B. 515

Amend Section 2 of the bill by striking from the fourth sentence of Section 2 the words "The sum of two hundred fifty dollars, to be deducted from."

And the amendment was adopted.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Albea	Boyd	Branyon
Adams (Jefferson)	Ashworth	Bradford	Brassell
Adams (Tallapoosa)	Bassett	Brannan	Broadfoot

Brooks	Grouby	Law	Oakley
Brown (Lamar)	Hain	Lee (Barbour)	Oden
Burkhalter	Hall	Lee (Lawrence)	Perry
Callahan	Haltom	Locke (Choctaw)	Pirkle
Cornett	Hardy	Locke (Perry)	Pruitt
Cox	Harrison	McClendon (Chambers)	Reynolds
Crook	Harvey	McKay	Rodgers
Davis	Hawkins	McLendon (Bullock)	Shumate
Dawkins	Hodges	McNider	Solomon
Dement	Holliman	Martin	Speaks
DeSear	Huddleston	Mathews	Steagall
Edwards (Escambia)	Hunt	Mathison	Stembridge
Edwards (Jefferson)	Jenkins	Merrill	Taylor
Faulk	Johnson (Tallapoosa)	Money	Tyson
Ferrell	Kelly	Murphy	Vacca
Franklin	Kendall	Nettles	Ward
Gilchrist	Killough	Nice	Windle
Gist	Kirkham	Nolen	Wood
Goodwyn	Lackey		

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And said bill, H. 515, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Kelly	Oden
Adams (Tallapoosa)	Faulk	Killough	Perry
Albea	Ferrell	Kirkham	Pirkle
Ashworth	Franklin	Lackey	Pruitt
Bassett	Gilchrist	Law	Reynolds
Boyd	Gilmer	Lee (Barbour)	Richardson
Bradford	Gist	Lee (Lawrence)	Roberts
Brannan	Goodwyn	Locke (Choctaw)	Rodgers
Brassell	Grouby	Locke (Perry)	Selman
Broadfoot	Hain	McClendon (Chambers)	Shumate
Brooks	Hall	McKay	Solomon
Brown (Lamar)	Haltom	McLendon (Bullock)	Speaks
Brown (Lee)	Hardy	McNider	Steagall
Burkhalter	Harrison	Martin	Stembridge
Callahan	Harvey	Mathews	Taylor
Cornett	Hawkins	Mathison	Thomas
Cox	Hodges	Merrill	Tyson
Crook	Holliman	Money	Vacca
Davis	Huddleston	Murphy	Ward
Dement	Hunt	Nettles	Windle
DeSear	Jenkins	Nice	Wood
Dickson	Johnson (Elmore)	Nolen	

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### H. 523 POSTPONED

On motion of Mr. Selman, consideration of the bill, H. 523, was postponed until the next legislative day.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Albea	Boyd	Branyon
Adams (Jefferson)	Ashworth	Bradford	Brassell
Adams (Tallapoosa)	Bassett	Brannan	Broadfoot

Brooks	Grouby	Lackey	Oden
Brown (Lamar)	Hain	Law	Pirkle
Burkhalter	Hall	Lee (Barbour)	Pruitt
Callahan	Harrison	Lee (Lawrence)	Reynolds
Cornett	Harvey	Locke (Choctaw)	Richardson
Cox	Hawkins	Locke (Perry)	Roberts
Crook	Hodges	McClendon (Chambers)	Rodgers
Davis	Holliman	McLendon (Bullock)	Shumate
deGraffenried	Huddleston	McNider	Solomon
Dement	Hunt	Martin	Speaks
Edwards (Escambia)	Jenkins	Mathison	Steagall
Edwards (Jefferson)	Johnson (Elmore)	Merrill	Stembridge
Faulk	Johnson (Tallahpoosa)	Money	Taylor
Ferrell	Kaul	Murphy	Thomas
Franklin	Kelly	Nettles	Tyson
Gilmer	Kendall	Nice	Vacca
Gist	Killough	Nolen	Windle
Goodwyn	Kirkham	Oakley	Wood

—84

And the bill:

S. 140. To provide an expense allowance for each member, other than the president or chairman, of the court of county commissioners, board of revenue or other like governing body of any county having a population of not less than 29,000 nor more than 29,350, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Killough	Payne
Adams (Jefferson)	Faulk	Kirkham	Perry
Adams (Tallahpoosa)	Ferrell	Lackey	Pirkle
Albea	Franklin	Law	Pruitt
Ashworth	Gilmer	Lee (Barbour)	Reynolds
Bassett	Gist	Lee (Lawrence)	Richardson
Boyd	Goodwyn	Locke (Choctaw)	Roberts
Bradford	Grouby	Locke (Perry)	Rodgers
Branyon	Hain	McClendon (Chambers)	Selman
Brassell	Hall	McKay	Shumate
Broadfoot	Haltom	McLendon (Bullock)	Simon
Brooks	Hardy	McNider	Solomon
Brown (Lamar)	Harrison	Martin	Speaks
Burkhalter	Harvey	Mathison	Steagall
Callahan	Hawkins	Merrill	Stembridge
Cornett	Hodges	Money	Taylor
Cox	Holliman	Murphy	Thomas
Crook	Huddleston	Nettles	Tyson
Davis	Hunt	Nice	Vacca
deGraffenried	Jenkins	Nolen	Ward
Dement	Johnson (Elmore)	Oakley	Windle
DeSear	Johnson (Tallahpoosa)	Oden	Wood
Edwards (Escambia)	Kelly		

—90

And the bill:

H. 557. Relating to counties having a population of not less than 26,000 nor more than 26,600, according to the last or any subsequent federal decennial census; authorizing the payment of the salaries of certain employees of such counties on a semi-monthly basis.



Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Faulk	Killough	Perry
Adams (Jefferson)	Ferrell	Kirkham	Pirkle
Adams (Tallapoosa)	Franklin	Lackey	Pruitt
Albea	Gilchrist	Law	Reynolds
Ashworth	Gilmer	Lee (Barbour)	Richardson
Bassett	Gist	Lee (Lawrence)	Roberts
Boyd	Goodwyn	Locke (Choctaw)	Rodgers
Bradford	Grouby	Locke (Perry)	Selman
Branyon	Hain	McClendon (Chambers)	Shumate
Brassell	Hall	McKay	Simon
Brewer	Haltom	McLendon (Bullock)	Solomon
Brooks	Hardy	McNider	Speaks
Brown (Lamar)	Harrison	Martin	Steagall
Burkhalter	Harvey	Mathison	Stembridge
Cornett	Hawkins	Merrill	Stokes
Cox	Hodges	Money	Taylor
Crook	Holliman	Murphy	Thomas
Davis	Huddleston	Nettles	Tyson
deGraffenried	Hunt	Nice	Vacca
Dement	Jenkins	Nolen	Ward
DeSear	Johnson (Elmore)	Oakley	Windle
Edwards (Escambia)	Johnson (Tallapoosa)	Oden	Wood
Edwards (Jefferson)	Kelly	Payne	

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#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills and House Joint Resolutions, to-wit:

H. 18. To amend further Section 2 of Title 51 of the Code of Alabama, 1940, which relates to exemptions of persons and property from ad valorem taxation.

Also:

H. 250. To provide further for the salary and compensation of the superintendent of education of Winston County.

Also:

H. 434. Relating to Dale County: To fix the compensation of the Superintendent of Education of such county.

Also:

H. J. R. 14. Relative to compensation for advisors serving during public hearings on the present budget.

Also:

H. J. R. 35. Relative to the death of Paul H. Snow, and extending sympathy to the surviving members of his family.

Also:

H. J. R. 37. Relative to retired teachers qualifying for social security benefits.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

### SIGNING OF BILLS AND HOUSE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills and House Joint Resolutions, the titles to which are set out in the above and foregoing report of the Standing Committee on Rules.

### BILLS ON THIRD READING RESUMED MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. McClendon to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 32, was adopted.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Adams (Jefferson)	Faulk	Kaul	Pirkle
Adams (Tallapoosa)	Ferrell	Kelly	Pruitt
Albea	Franklin	Kilough	Reynolds
Ashworth	Gilchrist	Kirkham	Richardson
Bassett	Gilmer	Lackey	Roberts
Boyd	Gist	Law	Rodgers
Bradford	Goodwyn	Lee (Barbour)	Selman
Brannan	Grouby	Locke (Choctaw)	Shumate
Branyon	Hain	Locke (Perry)	Simon
Brassell	Hall	McClendon (Chambers)	Solomon
Broadfoot	Haltom	McLendon (Bullock)	Speaks
Brooks	Hare	McNider	Steagall
Brown (Lamar)	Harrison	Martin	Stembridge
Brown (Lee)	Harvey	Mathison	Stokes
Burkhalter	Hawkins	Merrill	Taylor
Cornett	Hodges	Money	Thomas
Cox	Holliman	Murphy	Tyson
Crook	Huddleston	Nettles	Vacca
Davis	Hunt	Nice	Ward
deGraffenried	Jenkins	Nolen	Windle
Dement	Johnson (Elmore)	Oakley	Wood
Edwards (Escambia)			

—89

And the bill:

H. 32. To authorize the Director of Conservation to enter into agreements of reciprocity with Conservation Commissioners and other proper officials of adjoining states concerning the catching or taking of fish. To provide a license tax for non-resident fishermen or citizens of adjoining states which have a reciprocal agreement with Alabama.

Was taken up.

Messrs. McClendon and Thomas offered the following substitute for the bill, H. 32:

Substitute to H. B. 32:

A BILL  
TO BE ENTITLED  
AN ACT

To authorize the Director of Conservation to enter into agreements of reciprocity with Conservation Commissioners and other proper officials of adjoining states concerning the catching or taking of fish. To provide a license tax for non-resident fishermen or citizens of adjoining states which have a reciprocal agreement with Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. The Director of the Department of Conservation shall have authority to enter into agreements of reciprocity with Conservation Commissioners or Directors or other proper officials of states bordering Alabama, who have jurisdiction over the fresh water fishing laws and regulations of such states, whereby the citizens of the State of Alabama may be permitted to catch or take fish from the waters under the jurisdiction of such other states upon similar agreements whereby such non-residents are allowed to take or catch fish from the public waters of the State of Alabama regardless of residence.

Section 2. The Director of the Department of Conservation is hereby authorized and empowered to make and enter into agreements from time to time with the proper authorities of the States of Georgia, Florida, Tennessee and Mississippi, whereby a valid fishing license issued by the State of Alabama will be accepted and honored as, and in lieu of, a fishing license for the respective state so agreeing for fishing on the lakes and in the waters of lakes, rivers and streams lying between the State of Alabama and such adjoining states, or partly within the borders of the State of Alabama and the adjoining state, and valid licenses issued by the resident state so agreeing shall be accepted and honored in lieu of an Alabama fishing license for fishing upon said lakes, rivers and streams.

Section 3. The purpose of this Act is to authorize the State Department of Conservation to enter into such agreements with all states bordering on the State of Alabama, but is not intended that the benefits of such agreements should extend to licenses of all bordering states on all lakes, rivers and streams lying upon the border of Georgia, Florida, Tennessee and Mississippi, but are to apply separately to those lakes, rivers and streams lying between the State of Alabama and each respective State so agreeing.

Section 4. The fishing rights and privileges which may be granted by or through such reciprocal agreements shall be exercised by all non-residents of the State of Alabama in accordance with the laws of Alabama and the rules and regulations promulgated by the Director of Conservation of the State of Alabama which pertains to the taking and catching of fresh water fish of all species.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Albea	Boyd	Branyon
Adams (Jefferson)	Ashworth	Bradford	Brassell
Adams (Tallapoosa)	Bassett	Brannan	Broadfoot

Brooks	Goodwyn	Lackey	Pirkle
Brown (Lamar)	Grouby	Law	Pruitt
Brown (Lee)	Hain	Lee (Barbour)	Reynolds
Burkhalter	Hall	Lee (Lawrence)	Richardson
Callahan	Haltom	Locke (Choctaw)	Roberts
Cornett	Hardy	Locke (Perry)	Rodgers
Cox	Harrison	McClendon (Chambers)	Shumate
Crook	Hawkins	McLendon (Bullock)	Simon
deGraffenried	Hodges	McNider	Solomon
Dement	Holliman	Martin	Speaks
DeSear	Huddleston	Mathison	Steagall
Dickson	Hunt	Merrill	Stembridge
Edwards (Escambia)	Jenkins	Money	Stokes
Edwards (Jefferson)	Johnson (Elmore)	Murphy	Taylor
Faulk	Johnson (Tallapoosa)	Nettles	Thomas
Ferrell	Kaul	Nolen	Tyson
Franklin	Kelly	Oakley	Ward
Gilchrist	Kendall	Oden	Windle
Gilmer	Killough	Perry	Wood
Gist	Kirkham		

—90

And said bill, H. 32, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 95; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Tallapoosa)	Oden
Adams (Jefferson)	Edwards (Jefferson)	Kaul	Perry
Adams (Tallapoosa)	Faulk	Kelly	Pirkle
Albea	Ferrell	Kendall	Pruitt
Ashworth	Franklin	Killough	Reynolds
Bassett	Gilchrist	Kirkham	Richardson
Boyd	Gilmer	Lackey	Roberts
Bradford	Gist	Law	Rodgers
Brannan	Goodwyn	Lee (Barbour)	Selman
Branyon	Grouby	Lee (Lawrence)	Shumate
Brassell	Hain	Locke (Choctaw)	Simon
Broadfoot	Hall	Locke (Perry)	Solomon
Brooks	Haltom	Love	Speaks
Brown (Lamar)	Hardy	McClendon (Chambers)	Steagall
Brown (Lee)	Hare	McLendon (Bullock)	Stembridge
Burkhalter	Harrison	McNider	Stokes
Callahan	Harvey	Martin	Taylor
Cornett	Hawkins	Mathison	Thomas
Cox	Hodges	Merrill	Tyson
Crook	Holliman	Money	Vacca
Dawkins	Huddleston	Murphy	Ward
deGraffenried	Hunt	Nettles	Windle
DeSear	Jenkins	Nolen	Wood
Dickson	Johnson (Elmore)	Oakley	

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## H. 20 INDEFINITELY POSTPONED

On motion of Mr. Thomas, the bill, H. 20, was indefinitely postponed.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Ashworth	Bradford	Brooks
Adams (Tallapoosa)	Bassett	Branyon	Brown (Lamar)
Albea	Boyd	Brassell	Brown (Lee)

Burkhalter	Grouby	Lee (Barbour)	Reynolds
Cornett	Hain	Locke (Choctaw)	Richardson
Crook	Hall	Locke (Perry)	Roberts
Davis	Hardy	Love	Rodgers
Dawkins	Hare	McClendon (Chambers)	Simon
deGraffenried	Harvey	McLendon (Bullock)	Solomon
Dement	Hawkins	McNider	Speaks
DeSear	Hodges	Martin	Steagall
Dickson	Holliman	Mathison	Stembridge
Edwards (Escambia)	Hunt	Merrill	Stokes
Edwards (Jefferson)	Jenkins	Money	Taylor
Faulk	Johnson (Elmore)	Murphy	Thomas
Ferrell	Kaul	Nettles	Tyson
Franklin	Kelly	Nolen	Vacca
Gilchrist	Kendall	Oakley	Ward
Gilmer	Killough	Perry	Windle
Gist	Kirkham	Pirkle	Wood
Goodwyn	Lackey	Pruitt	

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## RESOLUTION

The following resolution was introduced:

H. J. R. 40. By Mr. Hunt:

Whereas, Section 54 of Title 17, Code of Alabama, 1940, directs the boards of registrars each year within two weeks after the expiration of the time prescribed for registration, to make "a copy of the list of names registered, stating the residence, color and sex of the person registered by precincts, by districts or other subdivisions" which copy along with a registration list, must be returned to the office of the judge of probate of the county," and said section directs the judge of probate to make an alphabetical copy thereof and certify same to the Secretary of State;

Whereas, many of the probate judges of the State have failed to comply with the above mentioned statute; and

Whereas, accurate information concerning the number, residence, sex, and color of persons registered would be of great value to the Legislature in shaping legislation to meet current problems in the State and in the several counties thereof;

Now therefore, Be It Resolved By The Legislature of Alabama:

1. Each judge of probate who has failed to comply with said Section 54 of Title 17, Code of 1940 is hereby urged immediately to prepare a list of the persons registered in his county in compliance with the above-noted Code Section and to dispatch a certified copy thereof to the Secretary of State at the earliest time possible to the end that information contained in such lists will be available to the members of the Legislature to aid them in shaping legislation during this current session of the Legislature.

2. The Clerk of the House of Representatives is hereby directed to send a copy of this Resolution to each and every judge of probate of the State and to release a copy hereof to the Press.

The motion of Mr. Hunt to suspend the rules in order to bring up for immediate consideration the above and foregoing H. J. R. 40 was lost.

Yeas 33; Nays 29.

*Yeas:*

Mr. Speaker	Grouby	Locke (Choctaw)	Shumate
Brannan	Huddleston	McClendon (Chambers)	Simon
Branyon	Hunt	Money	Speaks
Brassell	Johnson (Elmore)	Murphy	Summerlin
Dawkins	Kaul	Nolen	Taylor
Dement	Kelly	Perry	Tyson
Edwards (Escambia)	Kendall	Pirkle	Vacca
Ferrell	Killough	Rodgers	Wood
Gist			

—33

*Nays:*

Messrs.:	deGraffenried	Hodges	Nettles
Albea	DeSear	Johnson (Tallapoosa)	Oakley
Ashworth	Gilchrist	Lee (Barbour)	Pruitt
Bassett	Hain	Love	Steagall
Boyd	Hardy	McLendon (Bullock)	Stembridge
Bradford	Hare	McNider	Stokes
Brewer	Harrison	Martin	Thomas
Brown (Lamar)	Harvey		

—29

And said resolution H. J. R. 40 was read and referred to the Standing Committee on Rules.

## UNFINISHED BUSINESS

The House proceeded to the consideration of the Unfinished Business, which was the bill:

H. 87. To provide costs and fees to be charged by the Sheriff of a County for handling prisoners arrested at the request of a demanding State for extradition.

And said bill, H. 87, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 89; Nays 0.

*Yeas:*

Mr. Speaker	DeSear	Johnson (Elmore)	Oakley
Albea	Edwards (Escambia)	Johnson (Tallapoosa)	Perry
Ashworth	Edwards (Jefferson)	Kaul	Pirkle
Bassett	Faulk	Kelly	Pruitt
Boyd	Ferrell	Kendall	Reynolds
Bradford	Franklin	Killough	Richardson
Brannan	Gilchrist	Lackey	Roberts
Branyon	Gilmer	Law	Rodgers
Brassell	Gist	Lee (Barbour)	Shumate
Brewer	Goodwyn	Locke (Choctaw)	Simon
Broadfoot	Grouby	Locke (Perry)	Solomon
Brooks	Hain	Love	Speaks
Brown (Lamar)	Haltom	McClendon (Chambers)	Steagall
Brown (Lee)	Hardy	McLendon (Bullock)	Stembridge
Burkhalter	Hare	McNider	Stokes
Callahan	Harrison	Martin	Summerlin
Cornett	Harvey	Merrill	Taylor
Cox	Hawkins	Money	Thomas
Crook	Hodges	Murphy	Tyson
Davis	Holliman	Nettles	Vacca
Dawkins	Huddleston	Nice	Windle
deGraffenried	Jenkins	Nolen	Wood
Dement			

—89

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Callahan to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 162, was adopted.

Yeas 77; Nays 5.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kaul	Perry
Adams (Tallapoosa)	Faulk	Kelly	Pirkle
Albea	Ferrell	Kendall	Pruitt
Ashworth	Franklin	Lackey	Richardson
Bassett	Gilchrist	Law	Roberts
Boyd	Gilmer	Lee (Barbour)	Selman
Bradford	Gist	Locke (Choctaw)	Shumate
Brannan	Hall	Locke (Perry)	Simon
Branyon	Hare	Love	Solomon
Brassell	Harrison	McClendon (Chambers)	Speaks
Brewer	Harvey	McLendon (Bullock)	Steagall
Broadfoot	Hawkins	McNider	Stembridge
Brooks	Hodges	Martin	Summerlin
Brown (Lamar)	Holliman	Mathews	Taylor
Burkhalter	Huddleston	Mathison	Tyson
Callahan	Hunt	Merrill	Vacca
Cox	Jenkins	Money	Ward
Crook	Johnson (Elmore)	Murphy	Windle
deGraffenried	Johnson (Tallapoosa)	Nolen	Wood
Edwards (Escambia)			

—77

Nays:

Messrs.:	Goodwyn	Nettles	Oakley
Dawkins	Lee (Lawrence)		

—5

And the bill:

H. 162. To amend further Section 55 of Title 8, Code of Alabama (1940), which relates to certain fees taxed as part of the costs in cases involving violations of the State game and fish laws.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 82; Nays 10.

Yeas:

Messrs.:	Cox	Haltom	Lee (Barbour)
Adams (Tallapoosa)	Crook	Hardy	Locke (Choctaw)
Albea	Davis	Hare	Locke (Perry)
Ashworth	deGraffenried	Harrison	Love
Bassett	Dement	Hawkins	McClendon (Chambers)
Boyd	DeSear	Hodges	McLendon (Bullock)
Bradford	Edwards (Escambia)	Holliman	McNider
Brannan	Edwards (Jefferson)	Huddleston	Martin
Brassell	Faulk	Hunt	Mathews
Brewer	Ferrell	Jenkins	Mathison
Broadfoot	Franklin	Johnson (Elmore)	Merrill
Brooks	Gilchrist	Johnson (Tallapoosa)	Money
Brown (Lamar)	Gilmer	Kaul	Murphy
Brown (Lee)	Gist	Kelly	Nice
Burkhalter	Hain	Kendall	Oden
Callahan	Hall	Lackey	Perry

Pirkle	Shumate	Stembridge	Vacca
Pruitt	Simon	Summerlin	Ward
Reynolds	Solomon	Taylor	Windle
Richardson	Speaks	Thomas	Wood
Roberts	Steagall	Tyson	

—82

*Nays:*

Mr. Speaker	Grouby	Nettles	Oakley
Dawkins	Law	Nolen	Rodgers
Goodwyn	Lee (Lawrence)		

—10

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Ward to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 225, was adopted.

Yeas 79; Nays 2.

*Yeas:*

Mr. Speaker	deGraffenried	Johnson (Tallapoosa)	Oakley
Adams (Tallapoosa)	Edwards (Escambia)	Kaul	Oden
Albea	Faulk	Kelly	Perry
Ashworth	Ferrell	Kendall	Pirkle
Boyd	Franklin	Law	Pruitt
Bradford	Gilchrist	Lee (Barbour)	Reynolds
Brannan	Gilmer	Lee (Lawrence)	Roberts
Branyon	Goodwyn	Locke (Choctaw)	Selman
Brassell	Grouby	Locke (Perry)	Simon
Brewer	Hain	Love	Solomon
Broadfoot	Hall	McClendon (Chambers)	Speaks
Brooks	Haltom	McLendon (Bullock)	Steagall
Brown (Lamar)	Hare	McNider	Stembridge
Brown (Lee)	Harrison	Martin	Stokes
Burkhalter	Harvey	Mathews	Summerlin
Callahan	Hawkins	Merrill	Thomas
Cox	Hodges	Murphy	Tyson
Crook	Holliman	Nettles	Vacca
Davis	Hunt	Nice	Wood
Dawkins	Jenkins	Nolen	

—79

*Nays:* Messrs. Gist and Richardson.

—2

And the bill:

H. 225. To provide for constructing and equipping a building at Auburn, Alabama for the State Toxicologist; and to make an appropriation for that purpose.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 86; Nays 2.

*Yeas:*

Messrs.:	Bradford	Brown (Lamar)	Davis
Adams (Jefferson)	Brannan	Brown (Lee)	Dawkins
Adams (Tallapoosa)	Branyon	Burkhalter	deGraffenried
Albea	Brassell	Callahan	DeSear
Ashworth	Brewer	Cornett	Edwards (Escambia)
Bassett	Broadfoot	Cox	Faulk
Boyd	Brooks	Crook	Ferrell



Franklin	Hunt	Martin	Shumate
Gilchrist	Jenkins	Mathews	Simon
Gilmer	Johnson (Elmore)	Mathison	Solomon
Goodwyn	Johnson (Tallapoosa)	Merrill	Speaks
Grouby	Kelly	Murphy	Steagall
Hain	Kendall	Nettles	Stembridge
Hall	Law	Nolen	Stokes
Haltom	Lee (Barbour)	Oakley	Summerlin
Hardy	Lee (Lawrence)	Oden	Thomas
Hare	Locke (Choctaw)	Perry	Tyson
Harrison	Locke (Perry)	Pirkle	Vacca
Harvey	Love	Pruitt	Ward
Hawkins	McClendon (Chambers)	Reynolds	Windle
Hodges	McLendon (Bullock)	Roberts	Wood
Holliman	McNider	Rodgers	

Nays: Messrs. Gist and Richardson. —86 —2

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Kendall to suspend the rules in order to take up for immediate consideration the third reading of the bills, H. 203 and H. 204, was adopted.

Yeas 72; Nays 9.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kendall	Nolen
Adams (Jefferson)	Franklin	Killough	Payne
Adams (Tallapoosa)	Gilmer	Lackey	Perry
Ashworth	Gist	Lee (Barbour)	Pruitt
Bassett	Goodwyn	Locke (Choctaw)	Reynolds
Boyd	Grouby	Love	Roberts
Bradford	Hain	McClendon (Chambers)	Rodgers
Brannan	Hall	McKay	Simon
Brassell	Haltom	McLendon (Bullock)	Solomon
Brewer	Hardy	McNider	Speaks
Brooks	Hare	Martin	Steagall
Brown (Lamar)	Harrison	Mathews	Stokes
Brown (Lee)	Harvey	Mathison	Taylor
Callahan	Hawkins	Merrill	Thomas
Crook	Hodges	Money	Tyson
Dawkins	Johnson (Elmore)	Murphy	Vacca
Dement	Johnson (Tallapoosa)	Nettles	Ward
Edwards (Escambia)	Kaul	Nice	Wood

—72

Nays:

Messrs.:	Cox	Law	Richardson
Albea	deGraffenried	Oakley	Stembridge
Branyon	Jenkins		

—9

And the bill:

H. 203. Proposing an amendment to the Constitution of Alabama, to authorize the use of a portion of the proceeds derived from the levy of certain special county taxes for the purpose of providing hospital care and treatment for certain indigent residents of the county.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Perry
Adams (Jefferson)	Dickson	Johnson (Tallapoosa)	Pruitt
Adams (Tallapoosa)	Edwards (Escambia)	Kaul	Ramey
Albea	Edwards (Jefferson)	Kendall	Reynolds
Ashworth	Faulk	Killough	Richardson
Bassett	Ferrell	Lackey	Roberts
Boyd	Franklin	Lee (Barbour)	Rodgers
Bradford	Gilchrist	Locke (Choctaw)	Selman
Brannan	Gilmer	Locke (Perry)	Simon
Branyon	Gist	Love	Solomon
Brassell	Goodwyn	McKay	Speaks
Brewer	Grouby	McLendon (Bullock)	Steagall
Broadfoot	Hain	McNider	Stembridge
Brooks	Hall	Martin	Stokes
Brown (Lamar)	Haltom	Mathews	Summerlin
Brown (Lee)	Hardy	Mathison	Taylor
Burkhalter	Hare	Merrill	Thomas
Callahan	Harrison	Money	Tyson
Cornett	Harvey	Murphy	Vacca
Crook	Hawkins	Nettles	Ward
Dawkins	Hodges	Nice	Windle
deGraffenried	Holliman	Nolen	Wood
Dement	Hunt	Payne	

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And the bill:

H. 204 (with amendment): To provide a hospital service program for certain indigent residents of the State of Alabama; prescribing the power, duties, and authority of the State Board of Health in the administration and enforcement of the Act; to provide for the appointment, duties, and compensation of the members of an advisory committee, who shall consult with and advise the State Board of Health on matters pertaining to the administration and enforcement of the Act; to provide for the appointment of an admissions committee in each county to determine the indigency of persons making application for hospitalization as indigents, and to prescribe the power, duties, and compensation of members of the admissions committee; to regulate the distribution and expenditure of funds appropriated for the purpose of carrying out the provisions of the Act; and to prescribe penalties for violations of the Act.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 95; Nays 0.

Yeas:

Mr. Speaker	Brooks	Edwards (Escambia)	Hardy
Adams (Jefferson)	Brown (Lamar)	Edwards (Jefferson)	Hare
Adams (Tallapoosa)	Brown (Lee)	Faulk	Harrison
Albea	Burkhalter	Ferrell	Harvey
Ashworth	Callahan	Franklin	Hawkins
Bassett	Cornett	Gilchrist	Hodges
Boyd	Crook	Gilmer	Holliman
Bradford	Davis	Gist	Hunt
Brannan	Dawkins	Goodwyn	Jenkins
Branyon	deGraffenried	Grouby	Johnson (Elmore)
Brassell	Dement	Hain	Johnson (Tallapoosa)
Brewer	DeSear	Hall	Kaul
Broadfoot	Dickson	Haltom	Kendall

Killough	Martin	Pirkle	Stembridge
Kirkham	Mathews	Pruitt	Stokes
Lackey	Mathison	Ramey	Summerlin
Lee (Barbour)	Merrill	Reynolds	Taylor
Locke (Choctaw)	Money	Roberts	Thomas
Locke (Perry)	Murphy	Rodgers	Tyson
Love	Nettles	Shumate	Vacca
McClendon (Chambers)	Nice	Simon	Ward
McKay	Nolen	Solomon	Windle
McLendon (Bullock)	Payne	Speaks	Wood
McNider	Perry	Steagall	

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## MOTION TO RECONSIDER

The motion of Mr. Kendall to reconsider the vote by which the bill, H. 204, was passed, was adopted.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Tallapoosa)	Nolen
Adams (Jefferson)	Edwards (Jefferson)	Kaul	Payne
Adams (Tallapoosa)	Ferrell	Kendall	Perry
Albea	Franklin	Killough	Pirkle
Ashworth	Gilchrist	Kirkham	Pruitt
Bassett	Gilmer	Lackey	Ramey
Boyd	Gist	Lee (Barbour)	Reynolds
Bradford	Goodwyn	Locke (Choctaw)	Richardson
Brannan	Grouby	Locke (Perry)	Roberts
Branyon	Hain	Love	Rodgers
Brassell	Hall	McClendon (Chambers)	Shumate
Brewer	Haltom	McKay	Simon
Broadfoot	Hardy	McLendon (Bullock)	Solomon
Brooks	Hare	McNider	Speaks
Brown (Lee)	Harrison	Martin	Steagall
Burkhalter	Harvey	Mathews	Stembridge
Cornett	Hawkins	Mathison	Summerlin
Crook	Hodges	Merrill	Taylor
Dawkins	Holliman	Money	Tyson
deGraffenried	Hunt	Murphy	Ward
Dement	Jenkins	Nettles	Windle
DeSear	Johnson (Elmore)	Nice	Wood
Dickson			

—89

And the bill:

H. 204. (with amendment): To provide a hospital service program for certain indigent residents of the State of Alabama; prescribing the power, duties, and authority of the State Board of Health in the administration and enforcement of the Act; to provide for the appointment, duties, and compensation of the members of an advisory committee, who shall consult with and advise the State Board of Health on matters pertaining to the administration and enforcement of the Act; to provide for the appointment of an admissions committee in each county to determine the indigency of persons making application for hospitalization as indigents, and to prescribe the power, duties, and compensation of members of the admissions committee; to regulate the distribution and expenditure of funds appropriated for the purpose of carrying out the provisions of the Act; and to prescribe penalties for violations of the Act.

Was again taken up.

The question was upon the adoption of the amendment reported by the Standing Committee on Health, said committee amendment being as follows:

HEALTH COMMITTEE AMENDMENT TO H. B. No. 204  
AMENDMENT OF H. B. 204

Amend Section 5 of the bill by adding the following after the last sentence in Section 5;

"If all the funds allotted to any county under the provisions of this Act shall have been expended in providing hospitalization for indigents, in the manner provided herein, prior to the end of any current fiscal year, such county shall not be under any financial obligation under the provisions of this Act during the remainder of such current fiscal year."

Amend Section 15 of the bill by adding the following after the last sentence in Section 15:

"Provided, however, that if any hospital shall collect from any such indigent patient, or from relatives or others upon whom such patient is legally dependent, or from other third parties, any charges for costs of hospitalization for such patient, public funds provided under this Act shall be used only to the extent necessary to insure payment of hospital costs allowed under this Act after deducting from such hospital costs the amount of any such charges collected by such hospital."

And the amendment was adopted.

Yeas 97; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Tallapoosa)	Payne
Adams (Jefferson)	Edwards (Escambia)	Kaul	Perry
Adams (Tallapoosa)	Edwards (Jefferson)	Kendall	Pirkle
Albea	Faulk	Killough	Pruitt
Ashworth	Ferrell	Kirkham	Ramey
Bassett	Franklin	Lackey	Reynolds
Boyd	Gilchrist	Lee (Barbour)	Richardson
Bradford	Gilmer	Locke (Choctaw)	Roberts
Brannan	Gist	Locke (Perry)	Rodgers
Branyon	Goodwyn	Love	Shumate
Brassell	Grouby	McClendon (Chambers)	Simon
Brewer	Hain	McKay	Solomon
Broadfoot	Hall	McLendon (Bullock)	Speaks
Brooks	Haltom	McNider	Steagall
Brown (Lamar)	Hardy	Martin	Stembridge
Brown (Lee)	Hare	Mathews	Stokes
Burkhalter	Harrison	Merrill	Summerlin
Cornett	Harvey	Money	Taylor
Cox	Hawkins	Murphy	Thomas
Crook	Hodges	Nettles	Tyson
Davis	Holliman	Nice	Vacca
Dawkins	Hunt	Nolen	Ward
deGraffenried	Jenkins	Oakley	Windle
Dement	Johnson (Elmore)	Oden	Wood
DeSear			

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And said bill, H. 204, as thus amended, was again read at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 96; Nays 0.

Yeas:

Mr. Speaker	Dement	Jenkins	Oden
Adams (Jefferson)	DeSear	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Dickson	Johnson (Tallapoosa)	Perry
Albea	Edwards (Escambia)	Kaul	Pirkle
Ashworth	Edwards (Jefferson)	Kendall	Pruitt
Bassett	Faulk	Killough	Ramey
Boyd	Ferrell	Kirkham	Reynolds
Bradford	Franklin	Lackey	Roberts
Brannan	Gilchrist	Lee (Barbour)	Rodgers
Branyon	Gilmer	Locke (Choctaw)	Shumate
Brassell	Gist	Locke (Perry)	Simon
Brewer	Goodwyn	Love	Solomon
Broadfoot	Grouby	McClendon (Chambers)	Speaks
Brooks	Hain	McKay	Steagall
Brown (Lamar)	Hall	McLendon (Bullock)	Stembridge
Brown (Lee)	Haltom	McNider	Stokes
Burkhalter	Hardy	Martin	Summerlin
Callahan	Hare	Mathews	Taylor
Cornett	Harrison	Merrill	Thomas
Cox	Harvey	Money	Tyson
Crook	Hawkins	Murphy	Vacca
Davis	Hodges	Nettles	Ward
Dawkins	Holliman	Nice	Windle
deGraffenried	Hunt	Nolen	Wood

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#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. McKay to suspend the rules in order to introduce local bills out of order was adopted.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Dickson	Kaul	Oden
Adams (Jefferson)	Edwards (Escambia)	Kelly	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Kendall	Perry
Albea	Ferrell	Killough	Pirkle
Ashworth	Franklin	Kirkham	Pruitt
Bassett	Gilchrist	Lackey	Reynolds
Boyd	Gilmer	Lee (Barbour)	Richardson
Bradford	Gist	Locke (Choctaw)	Roberts
Brannan	Goodwyn	Locke (Perry)	Rodgers
Brassell	Grouby	Love	Shumate
Brooks	Hain	McClendon (Chambers)	Simon
Brown (Lamar)	Hall	McKay	Solomon
Brown (Lee)	Hardy	McLendon (Bullock)	Speaks
Burkhalter	Hare	McNider	Steagall
Callahan	Harrison	Martin	Stembridge
Cornett	Harvey	Mathews	Summerlin
Cox	Hawkins	Merrill	Taylor
Crook	Hodges	Money	Thomas
Davis	Holliman	Murphy	Tyson
Dawkins	Hunt	Nettles	Vacca
deGraffenried	Jenkins	Nice	Ward
Dement	Johnson (Elmore)	Nolen	Windle
DeSear	Johnson (Tallapoosa)	Oakley	Wood

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## INTRODUCTION OF BILLS

Pursuant to the foregoing motion, the following local bills were introduced, severally read one time and referred to appropriate standing committees as follows:

By Messrs. Payne and McKay (with notice and proof):

H. 646. To amend Section 1 of an act approved September 25, 1947, entitled "An Act to change the method of compensating the Register of the Circuit Court of Talladega County, placing such officer on a salary, and providing for clerical assistance and office space for him" (Act No. 461, H. 885, Local Acts of 1947, p. 323).

Local Legislation No. 1

Notice and Proof H. 646.

STATE OF ALABAMA  
COUNTY OF TALLADEGA

Notice is hereby given that a Bill substantially as follows will be introduced in the Legislature of Alabama, Regular Session 1957, and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To amend Section 1 of an act approved September 25, 1947 entitled "An Act to change the method of compensating the Register of the Circuit Court of Talladega County, placing such officer on a salary, and providing for clerical assistance and office space for him" (Act No. 461, H. 885, Local Acts p. 323.)

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of an act approved September 25, 1947, entitled "An Act to change the method of compensating the Register of the Circuit Court of Talladega County, placing such officer on a salary, and providing for clerical assistance and office space for him" (Act No. 461, H. 885, Local Acts of 1947, p. 323) is amended to read as follows:

"Section 1. The salary of the Register of the Circuit Court of Talladega County shall be four thousand eight hundred dollars (\$4,800) per year, in lieu of all other compensation, to be paid out of the county treasury in equal monthly installments as the salaries of county employers are paid. All fees, commissions, percentages, and allowances heretofore collectible for the use of the register of the circuit court shall be collected and paid into the general fund of the county."

Section 2. This Act shall become effective at the expiration of the term of the incumbent register. 9-4tc

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF TALLADEGA

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. V. Greer, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Sylacauga News, a newspaper of general circulation published in Talladega County, Alabama, and that the attached notice was published in said newspaper once a week for four

successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 6, June 13, June 20, and May 30, all in the year 1957.

J. V. GREER.

Sworn to and subscribed before me June 24, 1957.

LEON ARCHER,  
Notary Public.

By Messrs. Payne and McKay (with notice and proof):

H. 647. To amend Section 1 of an act approved September 25, 1947, entitled "An Act to change the method of compensating the Circuit Clerk of Talladega County, placing such officer on a salary, and providing for clerical assistance and office space for him" (Act No. 460, H. 884, Local Acts of 1947, p. 322).

Local Legislation No. 1.

Notice and Proof H. 647.

STATE OF ALABAMA  
COUNTY OF TALLADEGA

Notice is hereby given that a Bill substantially as follows will be introduced in the Legislature of Alabama, Regular Session 1957, and application for its passage and enactment will be made to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To amend Section 1 of an act approved September 25, 1947, entitled "An Act to change the method of compensating the Circuit Clerk of Talladega County, placing such officer on a salary, and providing for clerical assistance and office space for him". (Act No. 460, H. 884, Local Acts of 1947, p. 322.)

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of an act approved September 25, 1947, entitled "An Act to change the method of compensating the Circuit Clerk of Talladega County, placing such officer on a salary, and providing for clerical assistance and office space for him" (Act No. 460, H. 884, Local Acts of 1947, p. 322) is hereby amended to read as follows:

"Section 1. The salary of the Circuit Clerk of Talladega County shall be six thousand dollars (\$6,000) per year, in lieu of all other compensation, to be paid out of the county treasury in equal monthly installments as the salaries of county employees are paid. All fees, commissions, percentages, and allowances heretofore collectible for the use of the circuit clerk shall be collected and paid into the general fund of the county."

Section 2. This Act shall become effective at the expiration of the term of the incumbent circuit clerk.

9-4tc

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF TALLADEGA

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. V. Greer, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of The Sylacauga News, a newspaper of general

circulation published in Talladega County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 30, June 6, June 13, and June 20, all in the year 1957.

J. V. GREER.

Sworn to and subscribed before me June 24, 1957.

LEON ARCHER,  
Notary Public.

By Messrs. McKay and Payne (with notice and proof):

H. 648. To amend Section 27 of an act approved March 15, 1911, entitled "An Act to provide for the better construction, repairing, working and maintaining of public roads and bridges in Talladega County, Alabama" (Act No. 118, S. 203, Local Acts of 1911, p. 113).

Local Legislation No. 1.

Notice and Proof H. 648.

### LEGAL

#### STATE OF ALABAMA COUNTY OF TALLADEGA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To amend Section 27 of an act approved March 15, 1911, entitled "An Act to provide for the better construction, repairing, working and maintaining of public roads and bridges in Talladega County, Alabama" (Act No. 118, S. 203, Local Acts of 1911, p. 113).

Be It Enacted by the Legislature of Alabama:

That Section 27 of an Act approved March 15, 1911, entitled "An Act to provide for the better construction, repairing, working and maintaining of public roads and bridges in Talladega County, Alabama" (Act No. 118, S. 203, Local Acts of 1911, p. 113), is hereby amended to read as follows:

"Section 27. Be it further enacted, That it shall be the duty of the court of county commissioners of Talladega County to make and enter upon the minutes of said court at the July term, 1911, and at the same term each succeeding year, an order appropriating as much from the general funds of the County as the said court may see proper, consistent with other demands upon the county treasury. Upon making such appropriation, the said court shall direct by proper order, and it shall be the duty of the county treasurer to open an account, to be known as the county road fund account, and whenever any money shall be paid to said treasurer for the general fund, he shall enter the proportionate part thereof, as fixed by the order of said court to the credit of said road fund and the remainder to the credit of the county general fund. Provided that said road fund may from time to time be increased by additional appropriations made by said court."

M30 4tc

#### STATE OF ALABAMA TALLADEGA COUNTY

Personally appeared before me, a Notary Public in and for said County W. A. Moody, who being duly sworn according to law, deposes



and says that he is the Publisher of the Sylacauga Advance, a newspaper published in said County and that the publication of a certain notice, a true copy of which is hereto affixed, has been made in said newspaper for 4 weeks consecutively, to-wit in the issues hereof dated as follows: May 30, 1957, June 6, 1957, June 13, 1957, June 20, 1957.

W. A. MOODY.

Subscribed and sworn to before me this 24 day of June, 1957.

JOE J. PHILLIPS,  
Notary Public.

By Messrs. McKay and Payne (with notice and proof):

H. 649. To amend Section 1 of an act approved September 25, 1947, entitled "An Act to change the methods of compensating the Sheriff of Talladega County, placing such officer on a salary, and providing for clerical assistance and office space for him" (Act No. 462, H. 886, Local Acts of 1947, p. 324).

Local Legislation No. 1.

Notice and Proof H. 649.

#### LEGAL

#### STATE OF ALABAMA COUNTY OF TALLADEGA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To amend Section 1 of an act approved September 25, 1947, entitled "An Act to change the method of compensating the Sheriff of Talladega County, placing such officer on a salary, and providing for clerical assistance and office space for him" (Act No. 462, H. 886, Local Acts of 1947, p. 324).

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of an act approved September 25, 1947, entitled "An Act to change the method of compensating the Sheriff of Talladega County, placing such officer on a salary, and providing for clerical assistance and office space for him" (Act No. 462, H. 886, Local Acts of 1947, p. 324), is hereby amended to read as follows:

"Section 1. The salary of the Sheriff of Talladega County shall be seven thousand five hundred dollars (\$7,500) per year, in lieu of all other compensation, to be out of the county treasury in equal monthly installments as the salaries of county employees are paid. All fees, commissions, percentages, and allowances heretofore collectible for the use of the sheriff shall be collected and paid into the general fund of the county."

Section 2. This Act shall become effective on the first Monday after the second Tuesday in January 1959. M30 4tc

#### STATE OF ALABAMA TALLADEGA COUNTY

Personally appeared before me, a Notary Public in and for said County W. A. Moody, who being duly sworn according to law, deposes

and says that he is the Publisher of the Sylacauga Advance, a newspaper published in said County and that the publication of a certain notice, a true copy of which is hereto affixed, has been made in said newspaper for 4 weeks consecutively, to-wit in the issues hereof dated as follows: May 30, 1957, June 6, 1957, June 13, 1957, June 20, 1957.

W. A. MOODY.

Subscribed and sworn to before me this 24 day of June, 1957.

JOE J. PHILLIPS,  
Notary Public.

### BILLS ON THIRD READING RESUMED

### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Solomon to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 220, was adopted.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Dickson	Kelly	Perry
Adams (Tallapoosa)	Edwards (Escambia)	Killough	Pruitt
Albea	Edwards (Jefferson)	Kirkham	Reynolds
Ashworth	Ferrell	Lackey	Rodgers
Bassett	Franklin	Lee (Barbour)	Selman
Boyd	Gilmer	Love	Snumate
Bradford	Gist	McClendon (Chambers)	Solomon
Brannan	Goodwyn	McKay	Speaks
Brassell	Grouby	McLendon (Bullock)	Steagall
Broadfoot	Hain	McNider	Stembridge
Brooks	Hall	Mathews	Stokes
Brown (Lamar)	Hare	Mathison	Summerlin
Burkhalter	Harrison	Merrill	Taylor
Callahan	Hawkins	Money	Thomas
Cornett	Hodges	Murphy	Vacca
Crook	Holliman	Nettles	Ward
Davis	Hunt	Nolen	Windle
deGraffenried	Jenkins	Oakley	Wood
Dement	Johnson (Tallapoosa)	Payne	

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### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Solomon to suspend the rules in order to take up for immediate consideration the third reading of the bill, S. 58, was adopted.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Brooks	Dickson	Haltom
Adams (Jefferson)	Brown (Lamar)	Edwards (Jefferson)	Hardy
Adams (Tallapoosa)	Burkhalter	Ferrell	Hare
Albea	Callahan	Franklin	Harrison
Ashworth	Cornett	Gilchrist	Harvey
Bassett	Crook	Gilmer	Hawkins
Boyd	Davis	Gist	Hodges
Bradford	Dawkins	Goodwyn	Holliman
Brannan	deGraffenried	Grouby	Hunt
Brassell	Dement	Hain	Jenkins
Broadfoot	DeSear	Hall	Johnson (Elmore)

Johnson (Tallapoosa)	McNider	Payne	Steagall
Kelly	Martin	Perry	Stembridge
Killough	Mathews	Pruitt	Stokes
Kirkham	Mathison	Ramey	Summerlin
Lackey	Merrill	Reynolds	Taylor
Lee (Barbour)	Money	Roberts	Thomas
Locke (Perry)	Murphy	Rodgers	Vacca
Love	Nettles	Selman	Ward
McClendon (Chambers)	Nolen	Solomon	Windle
McKay	Oakley	Speaks	Wood
McLendon (Bullock)	Oden		

—86

And the bill:

S. 58. To authorize and provide for the producers of certain agricultural commodities to act jointly and in cooperation with handlers, processors, and the State Department of Agriculture and Industries in promoting the production, distribution, use and consumption of such commodities; providing that producers may levy upon themselves assessments for the purpose of financing a promotional program, and providing for the imposition of such assessments and the collection thereof; superseding an act approved October 9, 1947 entitled "An Act To enable farmers who are producers of agricultural commodities to act jointly with dealers and processors in promoting the sale, distribution and consumption of such Alabama products" (Act No. 699, H. 594, General Acts of 1947, p. 536).

Was read a third time at length and passed.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Elmore)	Perry
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Tallapoosa)	Pirkle
Adams (Tallapoosa)	Faulk	Kelly	Pruitt
Albea	Ferrell	Killough	Ramey
Ashworth	Franklin	Kirkham	Reynolds
Bassett	Gilchrist	Lackey	Roberts
Boyd	Gilmer	Lee (Barbour)	Rodgers
Bradford	Gist	Locke (Perry)	Shumate
Brannan	Goodwyn	McClendon (Chambers)	Simon
Brassell	Grouby	McKay	Solomon
Brewer	Hain	McLendon (Bullock)	Speaks
Broadfoot	Hall	McNider	Steagall
Brooks	Haltom	Martin	Stembridge
Brown (Lamar)	Hardy	Mathews	Stokes
Burkhalter	Hare	Mathison	Summerlin
Cornett	Harrison	Merrill	Taylor
Crook	Harvey	Money	Thomas
Davis	Hawkins	Murphy	Vacca
Dawkins	Hodges	Nettles	Ward
deGraffenried	Holliman	Nolen	Windle
Dement	Hunt	Oakley	Wood
Dickson	Jenkins	Payne	

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#### H. 220 INDEFINITELY POSTPONED

On motion of Mr. Solomon, the bill, H. 220, was indefinitely postponed.

Yeas 87; Nays 0.

*Yeas:*

Mr. Speaker	Edwards (Escambia)	Johnson (Tallapoosa)	Payne
Adams (Jefferson)	Edwards (Jefferson)	Kaul	Perry
Adams (Tallapoosa)	Faulk	Kelly	Pirkle
Albea	Ferrell	Killough	Pruitt
Ashworth	Franklin	Kirkham	Ramey
Bassett	Gilmer	Lackey	Reynolds
Boyd	Gist	Law	Rodgers
Bradford	Goodwyn	Lee (Barbour)	Shumate
Brannan	Grouby	Lee (Lawrence)	Simon
Brassell	Hain	Locke (Perry)	Solomon
Brewer	Hall	McKay	Speaks
Broadfoot	Haltom	McNider	Steagall
Brooks	Hardy	Martin	Stembridge
Brown (Lamar)	Hare	Mathews	Stokes
Burkhalter	Harrison	Mathison	Summerlin
Callahan	Harvey	Merrill	Taylor
Cornett	Hawkins	Money	Thomas
Crook	Hodges	Murphy	Vacca
Davis	Holliman	Nettles	Ward
Dawkins	Hunt	Nice	Windle
Dement	Jenkins	Nolen	Wood
Dickson	Johnson (Elmore)	Oakley	

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## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Nolen to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 283, was adopted.

Yeas 74; Nays 16.

*Yeas:*

Messrs.:	Franklin	Kendall	Perry
Adams (Jefferson)	Gilchrist	Killough	Pirkle
Adams (Tallapoosa)	Gilmer	Kirkham	Pruitt
Albea	Gist	Lackey	Ramey
Bassett	Goodwyn	Law	Reynolds
Boyd	Grouby	Locke (Perry)	Richardson
Bradford	Hain	Love	Roberts
Brannan	Hall	McClendon (Chambers)	Rodgers
Brassell	Haltom	McKay	Simon
Brewer	Hardy	McNider	Solomon
Broadfoot	Hare	Mathews	Speaks
Brown (Lamar)	Harrison	Mathison	Stokes
Burkhalter	Hawkins	Merrill	Taylor
Cornett	Hodges	Murphy	Tyson
Crook	Holliman	Nettles	Vacca
Dawkins	Hunt	Nice	Ward
DeSear	Jenkins	Nolen	Windle
Edwards (Escambia)	Johnson (Elmore)	Oakley	Wood
Edwards (Jefferson)	Kaul	Payne	

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*Nays:*

Mr. Speaker	Dickson	Money	Steagall
Brooks	Ferrell	Oden	Stembridge
Davis	Johnson (Tallapoosa)	Selman	Summerlin
Dement	Lee (Barbour)	Shumate	Thomas

—16

And the bill:

H. 283. To authorize the boards of registrars to strike the names of registered voters from the registration lists at any time the board is in session, provided that certain conditions prescribed in the Act have been met.

Was taken up.

The motion of Mr. Nolen to lay on the table the motion of Mr. Summerlin to postpone further consideration of the bill, H. 283 until the next legislative day was adopted.

Yeas 64; Nays 22.

Yeas:

Messrs.:	Franklin	Killough	Pruitt
Adams (Jefferson)	Gilchrist	Kirkham	Ramey
Albea	Gilmer	Lackey	Reynolds
Ashworth	Gist	Locke (Perry)	Richardson
Boyd	Grouby	McKay	Roberts
Bradford	Hain	McNider	Rodgers
Broadfoot	Hall	Mathews	Solomon
Brown (Lamar)	Haltom	Mathison	Speaks
Brown (Lee)	Hardy	Merrill	Stembridge
Callahan	Hare	Money	Stokes
Cornett	Harrison	Nettles	Taylor
Cox	Harvey	Nice	Tyson
Crook	Hodges	Nolen	Vacca
Dawkins	Holliman	Oakley	Ward
deGraffenried	Johnson (Elmore)	Payne	Windle
DeSear	Kaul	Perry	Wood
Edwards (Escambia)			

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Nays:

Mr. Speaker	Dickson	Kendall	Oden
Bassett	Ferrell	Lee (Barbour)	Simon
Brewer	Hunt	Lee (Lawrence)	Steagall
Brooks	Jenkins	Love	Summerlin
Davis	Johnson (Tallapoosa)	Murphy	Thomas
Dement	Kelly		

— 22

Mr. Brewer offered the following amendment to the bill, H. 283:

Amend H. B. 283 by striking the words "first class mail" and by substituting in lieu thereof the words "registered or certified mail, return receipt requested."

And the amendment was adopted.

Yeas 90; Nays 2.

Yeas:

Mr. Speaker	Broadfoot	Dickson	Hain
Adams (Jefferson)	Brooks	Edwards (Escambia)	Hall
Adams (Tallapoosa)	Brown (Lee)	Edwards (Jefferson)	Haltom
Albea	Callahan	Faulk	Hardy
Ashworth	Cornett	Ferrell	Hare
Bassett	Cox	Franklin	Harrison
Boyd	Crook	Gilchrist	Harvey
Bradford	Dawkins	Gilmer	Hawkins
Brannan	deGraffenried	Gist	Hodges
Brassell	Dement	Goodwyn	Hunt
Brewer	DeSear	Grouby	Jenkins

Johnson (Elmore)	McKay	Oden	Simon
Kaul	McLendon (Bullock)	Payne	Solomon
Kelly	McNider	Perry	Speaks
Kendall	Martin	Pirkle	Steagall
Killough	Mathews	Pruitt	Stembridge
Kirkham	Mathison	Ramey	Summerlin
Lackey	Merrill	Reynolds	Taylor
Lee (Barbour)	Money	Richardson	Thomas
Lee (Lawrence)	Murphy	Rodgers	Vacca
Locke (Perry)	Nettles	Selman	Windle
Love	Nice	Shumate	Wood
McClendon (Chambers)	Oakley		

—90

Nays: Messrs. Stokes and Tyson.

—2

And said bill, H. 283, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 89; Nays 9.

Yeas:

Messrs.:	Edwards (Escambia)	Killough	Perry
Adams (Jefferson)	Faulk	Kirkham	Pirkle
Adams (Tallapoosa)	Franklin	Lackey	Pruitt
Albea	Gilchrist	Law	Ramey
Ashworth	Gilmer	Lee (Barbour)	Reynolds
Bassett	Gist	Locke (Perry)	Richardson
Boyd	Goodwyn	Love	Roberts
Bradford	Grouby	McClendon (Chambers)	Rodgers
Brannan	Hain	McKay	Selman
Brassell	Hall	McLendon (Bullock)	Shumate
Brewer	Haltom	McNider	Simon
Broadfoot	Hardy	Martin	Solomon
Brooks	Hare	Mathews	Speaks
Brown (Lamar)	Harrison	Mathison	Stembridge
Brown (Lee)	Harvey	Merrill	Stokes
Callahan	Hawkins	Money	Taylor
Cornett	Hodges	Murphy	Thomas
Crook	Holliman	Nettles	Tyson
Dawkins	Hunt	Nice	Vacca
deGraffenried	Jenkins	Nolen	Ward
Dement	Johnson (Elmore)	Oakley	Windle
DeSear	Kaul	Payne	Wood
Dickson	Kendall		

—89

Nays:

Mr. Speaker	Ferrell	Lee (Lawrence)	Steagall
Cox	Johnson (Tallapoosa)	Oden	Summerlin
Davis			

—9

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Ashworth to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 553, was adopted.

Yeas 95; Nays 1.

Yeas:

Mr. Speaker	Albea	Boyd	Branyon
Adams (Jefferson)	Ashworth	Bradford	Brassell
Adams (Tallapoosa)	Bassett	Brannan	Brewer

Broadfoot	Grouby	Lackey	Pruitt
Brooks	Hain	Law	Ramey
Brown (Lamar)	Hall	Lee (Barbour)	Reynolds
Brown (Lee)	Haltom	Lee (Lawrence)	Richardson
Callahan	Hardy	Locke (Perry)	Roberts
Cornett	Hare	Love	Rodgers
Crook	Harrison	McClendon (Chambers)	Selman
Davis	Harvey	McKay	Shumate
Dawkins	Hawkins	McLendon (Bullock)	Simon
deGraffenried	Hodges	McNider	Speaks
Dement	Holliman	Martin	Steagall
DeSear	Huddleston	Mathews	Stembridge
Dickson	Hunt	Mathison	Stokes
Edwards (Escambia)	Jenkins	Merrill	Taylor
Edwards (Jefferson)	Johnson (Elmore)	Money	Thomas
Faulk	Johnson (Tallapoosa)	Murphy	Tyson
Ferrell	Kaul	Nettles	Vacca
Franklin	Kelly	Nice	Ward
Gilchrist	Kendall	Oakley	Windle
Gilmer	Killough	Perry	Wood
Gist	Kirkham	Pirkle	

—95

Nay: Mr. Oden.

—1

And the bill:

H. 553. To propose an amendent of the Constitution of Alabama, relating to the rate of interest on bonds issued under the provisions of an amendment to the Constitution proposed by Act No. 125, Acts of Alabama, 1956, p. 179, submitted November 6, 1956, and proclaimed ratified November 15, 1956 (Proclamation Record K. p. 107).

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Nettles
Adams (Jefferson)	Dickson	Johnson (Elmore)	Nice
Adams (Tallapoosa)	Edwards (Escambia)	Kaul	Oakley
Albea	Edwards (Jefferson)	Kelly	Oden
Ashworth	Faulk	Kendall	Payne
Bassett	Ferrell	Killough	Perry
Boyd	Franklin	Kirkham	Pirkle
Bradford	Gilchrist	Lackey	Pruitt
Brannan	Gilmer	Law	Ramey
Branyon	Gist	Lee (Barbour)	Reynolds
Brassell	Grouby	Lee (Lawrence)	Richardson
Brewer	Hain	Locke (Choctaw)	Roberts
Broadfoot	Hall	Locke (Perry)	Selman
Brooks	Haltom	Love	Speaks
Brown (Lamar)	Hardy	McClendon (Chambers)	Steagall
Brown (Lee)	Hare	McKay	Stembridge
Callahan	Harrison	McLendon (Bullock)	Stokes
Cornett	Harvey	McNider	Taylor
Crook	Hawkins	Martin	Thomas
Davis	Hodges	Mathison	Tyson
Dawkins	Holliman	Merrill	Vacca
deGraffenried	Huddleston	Money	Ward
Dement	Hunt	Murphy	Wood

—92

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Dawkins to suspend the rules in order to take up for immediate consideration the third reading of the bills, H. 504, H. 505 and H. 506, was adopted.

Yeas 85; Nays 0.

## Yeas:

Mr. Speaker	Dickson	Johnson (Elmore)	Nolen
Adams (Tallapoosa)	Edwards (Jefferson)	Kaul	Oakley
Albea	Ferrell	Kelly	Payne
Ashworth	Franklin	Kendall	Perry
Boyd	Gilchrist	Killough	Pirkle
Bradford	Gilmer	Kirkham	Pruitt
Brannan	Gist	Lackey	Ramey
Branyon	Goodwyn	Lee (Barbour)	Reynolds
Brassell	Hain	Lee (Lawrence)	Roberts
Brewer	Hall	Locke (Choctaw)	Selman
Broadfoot	Haltom	McClendon (Chambers)	Shumate
Brooks	Hardy	McKay	Simon
Brown (Lamar)	Hare	McLendon (Bullock)	Speaks
Brown (Lee)	Harrison	McNider	Steagall
Burkhalter	Harvey	Martin	Stembridge
Callahan	Hawkins	Mathews	Stokes
Cornett	Hodges	Mathison	Summerlin
Crook	Holliman	Merrill	Thomas
Dawkins	Huddleston	Money	Vacca
deGraffenried	Hunt	Murphy	Windie
Dement	Jenkins	Nettles	Wood
DeSear			

—85

## And the bill:

H. 504. To amend Section 354 of Title 51 of the Code of Alabama 1940, relating to the due date of franchise tax.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 94; Nays 0.

## Yeas:

Mr. Speaker	Dement	Hodges	McLendon (Bullock)
Adams (Tallapoosa)	DeSear	Holliman	McNider
Albea	Dickson	Huddleston	Martin
Ashworth	Edwards (Escambia)	Hunt	Mathews
Bassett	Edwards (Jefferson)	Jenkins	Mathison
Boyd	Faulk	Johnson (Elmore)	Merrill
Bradford	Ferrell	Kaul	Money
Brannan	Franklin	Kelly	Murphy
Branyon	Gilchrist	Kendall	Nettles
Brassell	Gilmer	Killough	Nolen
Brewer	Gist	Kirkham	Oakley
Broadfoot	Goodwyn	Lackey	Oden
Brooks	Hain	Law	Perry
Brown (Lee)	Hall	Lee (Barbour)	Pirkle
Burkhalter	Haltom	Lee (Lawrence)	Pruitt
Callahan	Hardy	Locke (Choctaw)	Ramey
Cornett	Hare	Locke (Perry)	Reynolds
Crook	Harrison	Love	Richardson
Dawkins	Harvey	McClendon (Chambers)	Roberts
deGraffenried	Hawkins	McKay	Selman



Shumate	Stembridge	Thomas	Ward
Simon	Stokes	Tyson	Windle
Speaks	Summerlin	Vacca	Wood
Steagall	Taylor		

—94

And the bill:

H. 505. To amend Section 346 of Title 51 of the Code of Alabama 1940, relating to Domestic Corporation Permits.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Elmore)	Oakley
Adams (Tallapoosa)	Edwards (Escambia)	Kaul	Oden
Albea	Edwards (Jefferson)	Kelly	Payne
Ashworth	Faulk	Killough	Perry
Bassett	Ferrell	Kirkham	Pirkle
Boyd	Franklin	Lackey	Ramey
Bradford	Gilchrist	Law	Reynolds
Brannan	Gilmer	Lee (Barbour)	Richardson
Branyon	Gist	Locke (Choctaw)	Roberts
Brassell	Goodwyn	Locke (Perry)	Rodgers
Brewer	Hain	Love	Selman
Broadfoot	Hall	McClendon (Chambers)	Shumate
Brooks	Haltom	McKay	Simon
Brown (Lee)	Hardy	McLendon (Bullock)	Speaks
Burkhalter	Hare	McNider	Steagall
Callahan	Harrison	Martin	Stokes
Cornett	Harvey	Mathews	Taylor
Cox	Hawkins	Mathison	Thomas
Crook	Hodges	Merrill	Tyson
Dawkins	Holliman	Money	Vacca
deGraffenried	Huddleston	Murphy	Ward
Dement	Hunt	Nettles	Wood
DeSear	Jenkins		

—90

And the bill:

H. 506. To amend Section 345 of Title 51 of the Code of Alabama 1940, relating to Foreign Corporation Permits.

Was read a third time at length and passed and ordered sent forth-with to the Senate without engrossment.

Yeas 93; Nays 0.

Yeas:

Mr. Speaker	Broadfoot	Edwards (Escambia)	Haltom
Adams (Jefferson)	Brooks	Edwards (Jefferson)	Hardy
Adams (Tallapoosa)	Brown (Lamar)	Faulk	Hare
Albea	Brown (Lee)	Ferrell	Harrison
Ashworth	Burkhalter	Franklin	Harvey
Bassett	Callahan	Gilchrist	Hawkins
Boyd	Cornett	Gilmer	Hodges
Bradford	Crook	Gist	Holliman
Brannan	deGraffenried	Goodwyn	Huddleston
Branyon	Dement	Grouby	Hunt
Brassell	DeSear	Hain	Jenkins
Brewer	Dickson	Hall	Johnson (Elmore)

Kelly	McKay	Oden	Speaks
Kendall	McLendon (Bullock)	Payne	Steagall
Killough	McNider	Perry	Stembridge
Kirkham	Martin	Pirkle	Stokes
Lackey	Mathews	Ramey	Taylor
Law	Mathison	Reynolds	Thomas
Lee (Barbour)	Merrill	Richardson	Tyson
Lee (Lawrence)	Money	Roberts	Vacca
Locke (Choctaw)	Murphy	Selman	Ward
Locke (Perry)	Netties	Shumate	Windle
Love	Oakley	Simon	Wood
McClendon (Chambers)			

—93

## MOTION TO SUSPEND RULES LOST

The motion of Mr. deGraffenried to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 517, was lost.

Yeas 61; Nays 20.

## Yeas:

Mr. Speaker	Edwards (Jefferson)	Kelly	Ramey
Adams (Jefferson)	Ferrell	Kendall	Reynolds
Ashworth	Franklin	Lackey	Roberts
Boyd	Gilchrist	Lee (Barbour)	Selman
Brannan	Gilmer	Lee (Lawrence)	Simon
Brassell	Gist	Locke (Perry)	Speaks
Brewer	Goodwyn	McNider	Steagall
Broadfoot	Hain	Martin	Stembridge
Brown (Lamar)	Hall	Mathews	Stokes
Brown (Lee)	Haltom	Mathison	Summerlin
Callahan	Hardy	Merrill	Thomas
Cox	Harrison	Murphy	Tyson
Dawkins	Hawkins	Nolen	Vacca
deGraffenried	Huddleston	Perry	Ward
Dement	Hunt	Pirkle	Windle
Edwards (Escambia)			

—61

## Nays:

Messrs.:	Dickson	Johnson (Tallapoosa)	Oakley
Albea	Grouby	Love	Oden
Bassett	Hodges	McLendon (Bullock)	Richardson
Brooks	Holliman	Netties	Rodgers
Burkhalter	Jenkins	Nice	Wood
DeSear			

—20

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. deGraffenried to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 167, was adopted.

Yeas 85; Nays 0.

## Yeas:

Mr. Speaker	Boyd	Broadfoot	Dement
Adams (Jefferson)	Bradford	Brown (Lee)	Dickson
Adams (Tallapoosa)	Brannan	Cornett	Edwards (Escambia)
Albea	Branyon	Davis	Edwards (Jefferson)
Ashworth	Brassell	Dawkins	Ferrell
Bassett	Brewer	deGraffenried	Franklin

Gilchrist	Jenkins	McNider	Rodgers
Gilmer	Johnson (Tallapoosa)	Martin	Selman
Gist	Kaul	Mathews	Shumate
Grouby	Kelly	Mathison	Simon
Hain	Kendall	Merrill	Speaks
Hall	Killough	Money	Steagall
Haltom	Lackey	Murphy	Stembridge
Hardy	Law	Nettles	Stokes
Hare	Lee (Barbour)	Nice	Taylor
Harrison	Lee (Lawrence)	Nolen	Thomas
Harvey	Locke (Choctaw)	Perry	Tyson
Hawkins	Locke (Perry)	Pruitt	Vacca
Hodges	Love	Ramey	Ward
Holliman	McClendon (Chambers)	Reynolds	Windle
Huddleston	McLendon (Bullock)	Roberts	Wood
Hunt			

—85

And the bill:

H. 167. For the relief of Murray R. Lollar.

Was read a third time at length and passed, and ordered sent forth-  
with to the Senate without engrossment.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kendall	Perry
Adams (Jefferson)	Ferrell	Killough	Pruitt
Adams (Tallapoosa)	Franklin	Lackey	Ramey
Albea	Gilchrist	Law	Reynolds
Ashworth	Gilmer	Lee (Barbour)	Roberts
Bassett	Gist	Lee (Lawrence)	Rodgers
Boyd	Goodwyn	Locke (Choctaw)	Selman
Bradford	Grouby	Locke (Perry)	Shumate
Brannan	Hall	Love	Simon
Branyon	Haltom	McClendon (Chambers)	Speaks
Brassell	Hardy	McLendon (Bullock)	Steagall
Brewer	Hare	McNider	Stembridge
Broadfoot	Harrison	Martin	Stokes
Brown (Lee)	Harvey	Mathews	Summerlin
Burkhalter	Hawkins	Mathison	Taylor
Cornett	Holliman	Merrill	Thomas
Davis	Huddleston	Money	Tyson
Dawkins	Hunt	Murphy	Vacca
Dement	Jenkins	Nettles	Ward
DeSear	Johnson (Elmore)	Nice	Windle
Dickson	Johnson (Tallapoosa)	Nolen	Wood
Edwards (Escambia)	Kelly		

—86

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Harrison to suspend the rules in order to take  
up for immediate consideration the third reading of the bill, H. 236,  
was adopted.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Ashworth	Branyon	Brown (Lee)
Adams (Jefferson)	Bassett	Brassell	Burkhalter
Adams (Tallapoosa)	Boyd	Broadfoot	Callahan
Albea	Bradford	Brooks	Cornett

Cox	Harvey	Lee (Lawrence)	Reynolds
Dement	Hawkins	Locke (Choctaw)	Richardson
Dickson	Hodges	Locke (Perry)	Roberts
Edwards (Escambia)	Holliman	McClendon (Chambers)	Rodgers
Edwards (Jefferson)	Huddleston	McLendon (Bullock)	Selman
Faulk	Hunt	McNider	Simon
Franklin	Jenkins	Martin	Speaks
Gilchrist	Johnson (Elmore)	Mathison	Steagall
Gilmer	Johnson (Tallapoosa)	Merrill	Stokes
Gist	Kaul	Money	Summerlin
Goodwyn	Kelly	Murphy	Taylor
Grouby	Killough	Nettles	Thomas
Hall	Kirkham	Nolen	Vacca
Haltom	Lackey	Perry	Ward
Hare	Law	Pirkle	Windle
Harrison	Lee (Barbour)	Pruitt	Wood

—80

And the bill:

H. 236. To create a temporary commission for the study of Alabama's water resources, factors affecting water quality, and quantitative use of same, said Commission to be known as the Water Resources Study Commission; to provide for membership of said Water Resources Study Commission; to provide for the duties of said Commission; to provide for the expenditure of funds to carry out the purposes of this Act; and to provide for an expiration date for said Commission.

Was taken up.

On motion of Mr. Nettles, further consideration of the bill, H. 236, was postponed until the next legislative day.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Dickson	Kaul	Nolen
Adams (Jefferson)	Edwards (Escambia)	Kelly	Oakley
Albea	Edwards (Jefferson)	Kendall	Oden
Ashworth	Faulk	Killough	Perry
Bassett	Franklin	Kirkham	Pirkle
Boyd	Gilchrist	Lackey	Pruitt
Bradford	Gilmer	Lee (Barbour)	Reynolds
Branyon	Gist	Lee (Lawrence)	Richardson
Brassell	Goodwyn	Locke (Choctaw)	Roberts
Brewer	Grouby	Locke (Perry)	Rodgers
Broadfoot	Hain	Love	Selman
Brooks	Hall	McClendon (Chambers)	Shumate
Brown (Lamar)	Haltom	McLendon (Bullock)	Speaks
Brown (Lee)	Hardy	McNider	Steagall
Burkhalter	Hare	Martin	Stembridge
Cornett	Harrison	Mathews	Summerlin
Cox	Hawkins	Mathison	Taylor
Crook	Hodges	Merrill	Thomas
Davis	Holliman	Money	Tyson
Dawkins	Huddleston	Murphy	Ward
deGraffenried	Hunt	Nettles	Windle
Dement	Jenkins	Nice	Wood
DeSear	Johnson (Tallapoosa)		

—90

MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Goodwyn to suspend the rules in order to take up for immediate consideration the third reading of the bill, S. 75, was adopted.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	deGraffenried	Holliman	Money
Adams (Jefferson)	Dement	Huddleston	Murphy
Adams (Tallapoosa)	Dickson	Jenkins	Nettles
Albea	Edwards (Escambia)	Johnson (Tallapoosa)	Nolen
Ashworth	Edwards (Jefferson)	Kaul	Oakley
Bassett	Faulk	Kelly	Oden
Boyd	Franklin	Killough	Perry
Bradford	Gilchrist	Kirkham	Pirkle
Brannan	Gilmer	Lackey	Pruitt
Brassell	Gist	Law	Richardson
Brewer	Goodwyn	Lee (Barbour)	Simon
Broadfoot	Grouby	Lee (Lawrence)	Speaks
Brooks	Hain	Locke (Perry)	Steagall
Brown (Lamar)	Hall	Love	Stokes
Brown (Lee)	Haltom	McClendon (Chambers)	Taylor
Burkhalter	Hardy	McKay	Thomas
Callahan	Hare	McLendon (Bullock)	Tyson
Cox	Harrison	McNider	Vacca
Crook	Hawkins	Mathews	Ward
Dawkins	Hodges	Merrill	

—79

And the bill:

S. 75. To make an additional appropriation to the Board of Nurses' Examiners and Registration for the purchase of office supplies and equipment.

Was read a third time at length and passed.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Dement	Holliman	Money
Adams (Jefferson)	DeSear	Huddleston	Murphy
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Tallapoosa)	Oakley
Bassett	Faulk	Kaul	Oden
Boyd	Ferrell	Kelly	Perry
Bradford	Franklin	Kendall	Pirkle
Brannan	Gilchrist	Killough	Pruitt
Branyon	Gilmer	Kirkham	Ramey
Brassell	Gist	Lackey	Richardson
Brewer	Goodwyn	Law	Roberts
Broadfoot	Grouby	Lee (Barbour)	Simon
Brooks	Hain	Lee (Lawrence)	Speaks
Brown (Lamar)	Hall	Locke (Choctaw)	Steagall
Brown (Lee)	Haltom	Locke (Perry)	Stembridge
Burkhalter	Hardy	Love	Stokes
Callahan	Hare	McClendon (Chambers)	Taylor
Cox	Harrison	McLendon (Bullock)	Thomas
Crook	Harvey	McNider	Tyson
Dawkins	Hawkins	Mathews	Vacca
deGraffenried	Hodges	Merrill	Ward

—88

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Hare to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 534, was adopted.

Yeas 82; Nays 2.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kelly	Perry
Adams (Tallapoosa)	Faulk	Kendall	Pirkle
Albea	Ferrell	Killough	Pruitt
Ashworth	Franklin	Kirkham	Ramey
Bassett	Gilchrist	Lackey	Rodgers
Boyd	Gilmer	Lee (Barbour)	Selman
Brannan	Gist	Lee (Lawrence)	Shumate
Branyon	Grouby	Locke (Choctaw)	Simon
Brassell	Hain	Locke (Perry)	Solomon
Broadfoot	Hall	Love	Speaks
Brooks	Haltom	McClendon (Chambers)	Steagall
Brown (Lee)	Hardy	McLendon (Bullock)	Stembridge
Burkhalter	Harrison	McNider	Stokes
Callahan	Harvey	Martin	Summerlin
Crook	Hawkins	Mathews	Taylor
Davis	Hodges	Merrill	Thomas
deGraffenried	Holliman	Money	Tyson
Dement	Hunt	Murphy	Vacca
DeSear	Jenkins	Nolen	Ward
Dickson	Johnson (Tallapoosa)	Oden	Windle
Edwards (Escambia)	Kaul		

—82

Nays: Messrs. Bradford and Nettles.

—2

And the bill:

H. 534. To regulate seating on public buses and public railroads and to provide penalties.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 85; Nays 1.

Yeas:

Mr. Speaker	deGraffenried	Hawkins	McLendon (Bullock)
Adams (Jefferson)	Dement	Hodges	McNider
Adams (Tallapoosa)	DeSear	Holliman	Martin
Albea	Dickson	Hunt	Mathews
Ashworth	Edwards (Escambia)	Jenkins	Merrill
Bassett	Edwards (Jefferson)	Johnson (Elmore)	Money
Boyd	Faulk	Johnson (Tallapoosa)	Murphy
Branyon	Ferrell	Kelly	Nice
Brassell	Gilchrist	Kendall	Nolen
Brewer	Gilmer	Killough	Oden
Broadfoot	Grouby	Kirkham	Perry
Brooks	Hain	Lackey	Pirkle
Brown (Lee)	Hall	Lee (Barbour)	Pruitt
Burkhalter	Haltom	Lee (Lawrence)	Ramey
Callahan	Hardy	Locke (Choctaw)	Roberts
Cox	Hare	Locke (Perry)	Rodgers
Crook	Harrison	Love	Selman
Davis	Harvey	McClendon (Chambers)	Shumate

Simon	Stembridge	Taylor	Vacca	
Solomon	Stokes	Thomas	Ward	
Speaks	Summerlin	Tyson	Windle	
Steagall				—85

Nay: Mr. Bradford. —1

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Hare to suspend the rules in order to take up for immediate consideration the third reading of the bills, H. 537 and H. 536, was adopted.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dement	Johnson (Elmore)	Oden
Adams (Jefferson)	DeSear	Johnson (Tallapoosa)	Perry
Adams (Tallapoosa)	Dickson	Kelly	Pirkle
Albea	Edwards (Escambia)	Killough	Pruitt
Ashworth	Edwards (Jefferson)	Kirkham	Ramey
Bassett	Faulk	Lackey	Roberts
Boyd	Franklin	Lee (Barbour)	Rodgers
Bradford	Gilchrist	Lee (Lawrence)	Selman
Brannan	Gilmer	Locke (Choctaw)	Shumate
Branyon	Gist	Locke (Perry)	Simon
Brassell	Grouby	Love	Speaks
Brewer	Hain	McClendon (Chambers)	Steagall
Broadfoot	Hall	McLendon (Bullock)	Stembridge
Brooks	Haltom	McNider	Stokes
Brown (Lamar)	Hardy	Martin	Summerlin
Brown (Lee)	Harrison	Mathews	Taylor
Burkhalter	Harvey	Merrill	Thomas
Callahan	Hawkins	Money	Tyson
Cornett	Hodges	Murphy	Vacca
Cox	Holliman	Nettles	Ward
Crook	Huddleston	Nice	Windle
Davis	Hunt	Nolen	Wood
deGraffenried	Jenkins	Oakley	

—91

And the bill:

H. 537. To re-enact and amend Section 93 of Title 52, Code of Alabama (1940), which relates to county boards of education.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Brewer	deGraffenried	Hain
Adams (Jefferson)	Broadfoot	Dement	Hall
Adams (Tallapoosa)	Brooks	DeSear	Haltom
Albea	Brown (Lamar)	Dickson	Hardy
Ashworth	Brown (Lee)	Edwards (Escambia)	Harrison
Bassett	Burkhalter	Edwards (Jefferson)	Harvey
Boyd	Callahan	Faulk	Hawkins
Bradford	Cornett	Franklin	Hodges
Brannan	Cox	Gilchrist	Holliman
Branyon	Crook	Gilmer	Huddleston
Brassell	Davis	Grouby	Hunt

Jenkins	McClendon (Chambers)	Oakley	Steagall
Johnson (Tallapoosa)	McLendon (Bullock)	Perry	Stembridge
Kelly	McNider	Pirkle	Stokes
Kendall	Martin	Ramey	Summerlin
Killough	Mathews	Reynolds	Taylor
Kirkham	Mathison	Roberts	Thomas
Lackey	Merrill	Rodgers	Tyson
Lee (Barbour)	Money	Selman	Vacca
Lee (Lawrence)	Murphy	Shumate	Ward
Locke (Choctaw)	Nettles	Simon	Windle
Locke (Perry)	Nice	Solomon	Wood
Love	Nolen	Speaks	

—91

And the bill:

H. 536. To re-enact and amend Section 167 of Title 52, Code of Alabama (1940), which relates to city boards of education.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 95; Nays 0.

Yeas:

Mr. Speaker	Dickson	Kaul	Oden
Adams (Jefferson)	Edwards (Escambia)	Kendall	Perry
Adams (Tallapoosa)	Edwards (Jefferson)	Killough	Pirkle
Albea	Faulk	Kirkham	Pruitt
Ashworth	Ferrell	Lackey	Ramey
Bassett	Franklin	Law	Richardson
Boyd	Gilchrist	Lee (Barbour)	Roberts
Bradford	Gilmer	Lee (Lawrence)	Rodgers
Brannan	Goodwyn	Locke (Choctaw)	Selman
Branyon	Grouby	Locke (Perry)	Shumate
Brassell	Hain	Love	Simon
Brewer	Hall	McClendon (Chambers)	Solomon
Broadfoot	Haltom	McKay	Speaks
Brooks	Hardy	McLendon (Bullock)	Steagall
Brown (Lamar)	Hare	McNider	Stokes
Brown (Lee)	Harrison	Martin	Summerlin
Burkhalter	Hawkins	Mathews	Taylor
Callahan	Hodges	Mathison	Thomas
Cox	Holliman	Merrill	Tyson
Crook	Huddleston	Money	Vacca
Davis	Hunt	Murphy	Ward
deGraffenried	Jenkins	Nettles	Windle
Dement	Johnson (Elmore)	Nolen	Wood
DeSear	Johnson (Tallapoosa)	Oakley	

—95

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Brown (Lee) to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 475, was adopted.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Bassett	Brassell	Callahan
Adams (Jefferson)	Boyd	Brewer	Cornett
Adams (Tallapoosa)	Bradford	Brown (Lamar)	Crook
Albea	Brannan	Brown (Lee)	Dawkins
Ashworth	Branyon	Burkhalter	deGraffenried



Dement	Holliman	McKay	Roberts
DeSear	Huddleston	McLendon (Bullock)	Rodgers
Dickson	Hunt	McNider	Selman
Edwards (Escambia)	Jenkins	Martin	Shumate
Edwards (Jefferson)	Johnson (Elmore)	Mathews	Simon
Faulk	Johnson (Tallahassee)	Merrill	Solomon
Ferrell	Kelly	Money	Speaks
Franklin	Killough	Murphy	Steagall
Gilchrist	Kirkham	Nettles	Stembridge
Gilmer	Lackey	Nolen	Stokes
Gist	Law	Oakley	Summerlin
Goodwyn	Lee (Barbour)	Oden	Taylor
Hall	Lee (Lawrence)	Perry	Thomas
Hardy	Locke (Choctaw)	Pirkle	Vacca
Harrison	Locke (Perry)	Pruitt	Ward
Hawkins	Love	Ramey	Windle
Hodges	McClendon (Chambers)	Richardson	Wood

—88

And the bill:

H. 475. To re-divide the State into judicial circuits to create the Thirty-Third Judicial Circuit and to provide for a judge and solicitor of the newly-created circuit.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 86; Nays 1.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kirkham	Perry
Adams (Jefferson)	Edwards (Jefferson)	Lackey	Pirkle
Adams (Tallahassee)	Faulk	Law	Pruitt
Albea	Ferrell	Lee (Barbour)	Ramey
Ashworth	Franklin	Lee (Lawrence)	Richardson
Bassett	Gilchrist	Locke (Choctaw)	Roberts
Boyd	Gilmer	Locke (Perry)	Selman
Bradford	Gist	Love	Shumate
Brannan	Goodwyn	McClendon (Chambers)	Simon
Branyon	Hall	McKay	Solomon
Brassell	Haltom	McLendon (Bullock)	Speaks
Brewer	Harrison	McNider	Steagall
Broadfoot	Hawkins	Martin	Stembridge
Brown (Lamar)	Hodges	Mathews	Stokes
Brown (Lee)	Holliman	Merrill	Summerlin
Burkhalter	Huddleston	Money	Taylor
Callahan	Hunt	Murphy	Thomas
Cornett	Jenkins	Nettles	Vacca
Davis	Johnson (Elmore)	Nolen	Ward
Dawkins	Johnson (Tallahassee)	Oakley	Windle
Dement	Kendall	Oden	Wood
Dickson	Killough		

—86

Nay: Mr. Rodgers.

—1

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Lee (Barbour) to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 219, was adopted.

Yeas 76; Nays 3.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kaul	Nettles
Adams (Jefferson)	Edwards (Jefferson)	Kelly	Nolen
Adams (Tallahpoosa)	Ferrell	Kendall	Oakley
Albea	Franklin	Killough	Oden
Boyd	Gilchrist	Kirkham	Perry
Bradford	Gilmer	Lackey	Pirkle
Brannan	Gist	Law	Ramey
Branyon	Goodwyn	Lee (Barbour)	Richardson
Brewer	Grouby	Lee (Lawrence)	Selman
Brown (Lamar)	Hall	Locke (Choctaw)	Shumate
Brown (Lee)	Haltom	Locke (Perry)	Simon
Burkhalter	Hardy	McClendon (Chambers)	Solomon
Callahan	Harrison	McKay	Speaks
Cornett	Hawkins	McLendon (Bullock)	Steagall
Cox	Hodges	McNider	Stembridge
deGraffenried	Huddleston	Martin	Summerlin
Dement	Hunt	Merrill	Thomas
DeSear	Jenkins	Money	Vacca
Dickson	Johnson (Tallahpoosa)	Murphy	Windle

—76

Nays: Messrs. Ashworth, Broadfoot and Taylor.

—3

And the bill:

H. 219. To amend Sections 1 and 6 of an Act entitled "Establishing a system of diversified prison industries to be operated with the use of prisoners of the State; providing for the classification and training of prisoners employed in prison industries; providing for the requisitioning, purchase, and supply of prison products for the use and consumption of tax supported institutions, departments, boards, commissions and other agencies of the State; providing for the purchase of supplies, materials and equipment required for the operation of prison industries; establishing a revolving fund for the operation of prison industries; and providing penalties for violations of this Act," approved August 31, 1953.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 73; Nays 1.

Yeas:

Mr. Speaker	Ferrell	Kendall	Nolen
Adams (Jefferson)	Franklin	Killough	Oakley
Adams (Tallahpoosa)	Gilchrist	Kirkham	Oden
Albea	Gilmer	Lackey	Payne
Boyd	Gist	Law	Perry
Bradford	Grouby	Lee (Barbour)	Pirkle
Branyon	Hall	Lee (Lawrence)	Ramey
Brewer	Haltom	Locke (Choctaw)	Selman
Brown (Lamar)	Hardy	Locke (Perry)	Shumate
Burkhalter	Harrison	McClendon (Chambers)	Simon
Callahan	Hawkins	McKay	Speaks
Cox	Hodges	McLendon (Bullock)	Steagall
Crook	Huddleston	McNider	Summerlin
Davis	Hunt	Martin	Taylor
deGraffenried	Jenkins	Merrill	Thomas
Dement	Johnson (Tallahpoosa)	Money	Vacca
Dickson	Kaul	Murphy	Windle
Edwards (Escambia)	Kelly	Nettles	Wood
Edwards (Jefferson)			

—73

Nay: Mr. Broadfoot.

—1

### MOTION TO SUSPEND RULES

Mr. Lackey moved to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 79.

### MOTION TO ADJOURN LOST

The motion of Mr. Taylor that the House adjourn until Friday, June 28, 1957, at ten o'clock A.M. was lost.

Yeas 18; Nays 62.

Yeas:

Mr. Speaker	Cox	Kendall	Reynolds
Bradford	Edwards (Escambia)	Killough	Stokes
Branyon	Gist	Money	Taylor
Broadfoot	Holliman	Murphy	Wood
Brooks	Jenkins		

—18

Nays:

Messrs.:	Faulk	Johnson (Tallapoosa)	Oakley
Adams (Tallapoosa)	Franklin	Kaul	Payne
Albea	Gilchrist	Kelly	Perry
Ashworth	Gilmer	Kirkham	Pirkle
Boyd	Goodwyn	Lackey	Pruitt
Brannan	Grouby	Law	Rodgers
Brewer	Hain	Lee (Lawrence)	Solomon
Callahan	Hall	McClendon (Chambers)	Speaks
Cornett	Haltom	McKay	Steagall
Crook	Hardy	McLendon (Bullock)	Stembridge
Davis	Harrison	McNider	Summerlin
deGraffenried	Hawkins	Martin	Thomas
Dement	Hodges	Merrill	Tyson
DeSear	Huddleston	Nettles	Vacca
Dickson	Hunt	Nice	Windle
Edwards (Jefferson)	Johnson (Elmore)	Nolen	

—62

### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Lackey to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 79, was adopted.

Yeas 81; Nays 6.

Yeas:

Mr. Speaker	Dement	Harrison	Locke (Choctaw)
Adams (Jefferson)	DeSear	Hawkins	Locke (Perry)
Albea	Dickson	Hodges	McClendon (Chambers)
Ashworth	Edwards (Escambia)	Holliman	McKay
Boyd	Edwards (Jefferson)	Huddleston	McLendon (Bullock)
Brannan	Faulk	Johnson (Elmore)	McNider
Brewer	Franklin	Kaul	Martin
Brooks	Gilchrist	Kelly	Mathews
Brown (Lee)	Gilmer	Kendall	Mathison
Burkhalter	Goodwyn	Killough	Merrill
Callahan	Grouby	Kirkham	Murphy
Cornett	Hain	Lackey	Nettles
Crook	Hall	Law	Nice
Dawkins	Haltom	Lee (Barbour)	Nolen
deGraffenried	Hardy	Lee (Lawrence)	Oakley

Payne	Roberts	Speaks	Tyson
Perry	Rodgers	Steagall	Vacca
Pruitt	Selman	Stembridge	Ward
Ramey	Simon	Summerlin	Windle
Reynolds	Solomon	Thomas	Wood
Richardson			

—81

*Nays:*

Messrs.:	Cox	Gist	Taylor
Broadfoot	Davis	Hunt	

—6

And the bill:

H. 79. (with amendments): To provide for a long range survey of the State's educational system, creating the Alabama Education Commission and making an appropriation.

Was taken up.

The question was upon the adoption of the amendments reported by the Standing Committee on Ways and Means, said committee amendments being as follows:

Ways and Means Committee Amendment No. 1 to H. B. 79.

Amend H. B. 79 by striking therefrom Section 7 and substituting in lieu thereof the following:

"Section 7. There is hereby appropriated from any funds in the state treasury not otherwise appropriated for the fiscal year ending September 30, 1957 the sum of \$50,000.00 which shall be used for the compensation and other necessary expenses of the commission and its staff; provided however, that any unexpended portion of this appropriation shall not revert until February 1, 1959."

And the amendment was adopted.

Yeas 87; Nays 2.

*Yeas:*

Mr. Speaker	Edwards (Escambia)	Killough	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Kirkham	Payne
Adams (Tallapoosa)	Faulk	Lackey	Perry
Albea	Franklin	Law	Pirkle
Ashworth	Gilchrist	Lee (Barbour)	Pruitt
Bassett	Gilmer	Lee (Lawrence)	Ramey
Boyd	Grouby	Locke (Choctaw)	Richardson
Bradford	Hain	Locke (Perry)	Roberts
Brannan	Hall	Love	Rodgers
Branyon	Haltom	McClendon (Chambers)	Selman
Brassell	Hardy	McKay	Simon
Brewer	Hare	McLendon (Bullock)	Solomon
Brooks	Harrison	McNider	Speaks
Brown (Lamar)	Harvey	Martin	Steagall
Brown (Lee)	Hawkins	Mathews	Stembridge
Cornett	Hodges	Mathison	Summerlin
Crook	Holliman	Merrill	Thomas
Dawkins	Hunt	Money	Tyson
deGraffenried	Johnson (Elmore)	Murphy	Vacca
Dement	Johnson (Tallapoosa)	Nettles	Windle
DeSear	Kaul	Nice	Wood
Dickson	Kelly	Nolen	

—87

Nays: Messrs. Broadfoot and Gist.

—2

And:

Ways and Means Committee Amendment No. 2 to H. B. 79:

Amend H. B. 79 by striking therefrom Sub-Section 1 of Section 4 of said bill.

And the amendment was adopted.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kaul	Nice
Adams (Jefferson)	Edwards (Jefferson)	Kelly	Nolen
Adams (Tallapoosa)	Faulk	Kendall	Oakley
Albea	Ferrell	Killough	Payne
Ashworth	Franklin	Kirkham	Perry
Bassett	Gilchrist	Lackey	Pirkle
Boyd	Gilmer	Law	Pruitt
Bradford	Gist	Lee (Barbour)	Ramey
Brannan	Goodwyn	Lee (Lawrence)	Richardson
Branyon	Grouby	Locke (Choctaw)	Roberts
Brewer	Hain	Locke (Perry)	Rodgers
Broadfoot	Hall	Love	Selman
Brooks	Haltom	McClendon (Chambers)	Simon
Brown (Lamar)	Hardy	McKay	Speaks
Brown (Lee)	Harrison	McLendon (Bullock)	Steagall
Callahan	Harvey	McNider	Stembridge
Cornett	Hawkins	Martin	Summerlin
Crook	Hodges	Mathews	Thomas
Dawkins	Huddleston	Merrill	Vacca
deGraffenried	Hunt	Money	Ward
Dement	Johnson (Elmore)	Murphy	Windle
DeSear	Johnson (Tallapoosa)	Nettles	Wood
Dickson			

—89

And:

Ways and Means Committee Amendment No. 3 to H. B. 79:

Amend H. B. 79 by adding Section 7(a) as follows:

“Section 7(a). The provision of this Act shall apply only to the boards, bureaus, and agencies whose funds are appropriated by the Legislature from the Alabama Special Educational Trust Fund of the State of Alabama.”

And the amendment was adopted.

Yeas 94; Nays 0.

Yeas:

Mr. Speaker	Brassell	Crook	Gilchrist
Adams (Jefferson)	Brewer	Dawkins	Gilmer
Adams (Tallapoosa)	Broadfoot	deGraffenried	Gist
Albea	Brooks	Dement	Goodwyn
Ashworth	Brown (Lamar)	DeSear	Grouby
Bassett	Brown (Lee)	Dickson	Hain
Boyd	Burkhalter	Edwards (Escambia)	Hall
Bradford	Callahan	Edwards (Jefferson)	Haltom
Brannan	Cornett	Faulk	Hardy
Branyon	Cox	Franklin	Hare

Harrison	Lee (Barbour)	Murphy	Selman
Harvey	Lee (Lawrence)	Nettles	Shumate
Hawkins	Locke (Choctaw)	Nice	Simon
Hodges	Locke (Perry)	Nolen	Speaks
Huddleston	Love	Oakley	Steagall
Hunt	McClendon (Chambers)	Payne	Stembridge
Jenkins	McKay	Perry	Summerlin
Johnson (Elmore)	McLendon (Bullock)	Pirkle	Taylor
Johnson (Tallapoosa)	McNider	Pruitt	Thomas
Kaul	Martin	Ramey	Vacca
Kelly	Mathews	Richardson	Ward
Kirkham	Mathison	Roberts	Windle
Lackey	Merrill	Rodgers	Wood
Law	Money		

—94

Mr. Edwards (Jefferson) offered the following amendment to the bill, H. 79, as amended:

Amend the bill, H. B. 79, by inserting the following sentence as the fourth sentence in Section 2 thereof:

These nine members shall be the only members of the Legislature eligible to serve on the Commission.

And the amendment was adopted.

Yeas 92; Nays 2.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kelly	Oakley
Adams (Jefferson)	Faulk	Kendall	Oden
Adams (Tallapoosa)	Ferrell	Killough	Payne
Albea	Franklin	Kirkham	Perry
Bassett	Gilchrist	Lackey	Pirkle
Boyd	Gilmer	Law	Pruitt
Bradford	Gist	Lee (Barbour)	Ramey
Brannan	Goodwyn	Lee (Lawrence)	Richardson
Branyon	Grouby	Locke (Choctaw)	Roberts
Brassell	Hain	Locke (Perry)	Rodgers
Brewer	Hall	McClendon (Chambers)	Selman
Brooks	Haltom	McKay	Shumate
Brown (Lamar)	Hardy	McLendon (Bullock)	Simon
Burkhalter	Harrison	McNider	Solomon
Callahan	Harvey	Martin	Speaks
Cox	Hawkins	Mathews	Steagall
Crook	Hodges	Mathison	Stembridge
Dawkins	Huddleston	Merrill	Summerlin
deGraffenried	Hunt	Money	Thomas
Dement	Jenkins	Murphy	Vacca
DeSear	Johnson (Elmore)	Nettles	Ward
Dickson	Johnson (Tallapoosa)	Nice	Windle
Edwards (Escambia)	Kaul	Nolen	Wood

—92

Nays: Messrs. Broadfoot and Davis.

—2

Mr. Davis offered the following amendment to the bill, H. 79, as amended:

Amendment to H. B. 79.

Sec. 2. Strike the following:

No person holding public office or engaged in any way in the field of public Education shall be qualified to serve if appointed.

On motion of Mr. Edwards (Jefferson) the amendment offered by Mr. Davis was laid upon the table.

Yeas 65; Nays 24.

Yeas:

Messrs.:	Gilchrist	Lackey	Nice
Adams (Jefferson)	Gilmer	Law	Nolen
Albea	Goodwyn	Lee (Barbour)	Oakley
Ashworth	Grouby	Lee (Lawrence)	Payne
Bassett	Hain	Locke (Choctaw)	Perry
Boyd	Hall	Locke (Perry)	Pruitt
Brewer	Haltom	McClendon (Chambers)	Ramey
Brown (Lee)	Hardy	McKay	Richardson
Callahan	Harrison	McLendon (Bullock)	Simon
Crook	Hawkins	McNider	Solomon
Dawkins	Hodges	Martin	Speaks
deGraffenried	Huddleston	Mathews	Summerlin
Dement	Johnson (Elmore)	Mathison	Thomas
DeSear	Johnson (Tallapoosa)	Merrill	Vacca
Dickson	Kaul	Murphy	Ward
Edwards (Jefferson)	Kendall	Nettles	Windle
Franklin	Killough		

—65

Nays:

Mr. Speaker	Brooks	Harvey	Shumate
Bradford	Brown (Lamar)	Hunt	Steagall
Brannan	Cox	Kelly	Stembridge
Branyon	Davis	Money	Stokes
Brassell	Edwards (Escambia)	Oden	Tyson
Broadfoot	Gist	Rodgers	Wood

—24

And said bill, H. 79, as amended, was read a third time at length and passed.

Yeas 90; Nays 5.

Yeas:

Mr. Speaker	Dawkins	Harvey	McNider
Adams (Jefferson)	deGraffenried	Hawkins	Martin
Adams (Tallapoosa)	Dement	Hodges	Mathews
Albea	DeSear	Huddleston	Mathison
Ashworth	Dickson	Jenkins	Merrill
Bassett	Edwards (Escambia)	Johnson (Elmore)	Money
Boyd	Edwards (Jefferson)	Johnson (Tallapoosa)	Murphy
Bradford	Faulk	Kaul	Nettles
Brannan	Ferrell	Kelly	Nice
Branyon	Franklin	Killough	Nolen
Brassell	Gilchrist	Lackey	Oakley
Brewer	Gilmer	Law	Oden
Brooks	Goodwyn	Lee (Barbour)	Payne
Brown (Lamar)	Grouby	Lee (Lawrence)	Perry
Brown (Lee)	Hain	Locke (Choctaw)	Pirkle
Burkhalter	Hall	Locke (Perry)	Pruitt
Callahan	Haltom	McClendon (Chambers)	Ramey
Cornett	Hardy	McKay	Richardson
Crook	Harrison	McLendon (Bullock)	Roberts

Selman	Steagall	Thomas	Ward	
Simon	Stembridge	Tyson	Windle	
Solomon	Stokes	Vacca	Wood	
Speaks	Summerlin			—90

*Nays:*

Messrs.:	Davis	Rodgers	Shumate	
Broadfoot	Gist			—5

#### CERTIFICATE OF CLERK

The House of Representatives:

I hereby certify that the House Joint Resolutions and House Bills mentioned were delivered to the Executive Department on the date and hour named and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 3:35 P.M. On June 25, 1957.

H. 18.  
H. 250.  
H. 434.  
H. J. R. 14.  
H. J. R. 35.  
H. J. R. 37.

OAKLEY MELTON, JR.  
Clerk.

#### ADJOURNMENT

On motion of Mr. Solomon the House adjourned until Friday, June 28, 1957, at ten o'clock A.M.

Yeas 60; Nays 30.

*Yeas:*

Mr. Speaker	Edwards (Jefferson)	Killough	Oden
Albea	Faulk	Lackey	Payne
Bradford	Ferrell	Lee (Barbour)	Perry
Brassell	Franklin	Lee (Lawrence)	Pirkle
Broadfoot	Gilchrist	Locke (Choctaw)	Pruitt
Brooks	Gist	Locke (Perry)	Ramey
Brown (Lamar)	Gregory	Love	Rodgers
Brown (Lee)	Hall	McLendon (Bullock)	Selman
Burkhalter	Haltom	Martin	Shumate
Callahan	Harvey	Mathews	Simon
Cox	Jenkins	Mathison	Solomon
Crook	Johnson (Elmore)	Merrill	Stembridge
Dement	Johnson (Tallapoosa)	Money	Stokes
DeSear	Kaul	Murphy	Summerlin
Edwards (Escambia)	Kendall	Nice	Vacca
			—60

*Nays:*

Messrs.:	Cornett	Hodges	Oakley
Adams (Jefferson)	Davis	Huddleston	Richardson
Adams (Tallapoosa)	Dickson	Hunt	Speaks
Ashworth	Goodwyn	Law	Steagall
Boyd	Grouby	McKay	Tyson
Brannan	Hain	McNider	Windle
Branyon	Harrison	Nettles	Wood
Brewer	Hawkins	Nolen	
			—30



## SEVENTEENTH DAY

House of Representatives  
Montgomery, Alabama  
Friday, June 28, 1957

The House met pursuant to adjournment.

## PRAYER

The session was opened with prayer by Reverend J. A. Hill, Pastor, First Baptist Church, Wetumpka, Alabama.

## ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Edwards (Escambia)	Kelly	Oden
Adams (Jefferson)	Edwards (Jefferson)	Kendall	Payne
Adams (Tallapoosa)	Faulk	Killough	Perry
Albea	Ferrell	Kirkham	Pirkle
Ashworth	Franklin	Lackey	Ramey
Bassett	Gilchrist	Law	Reynolds
Boyd	Gilmer	Lee (Barbour)	Richardson
Bradford	Gist	Lee (Lawrence)	Roberts
Brannan	Goodwyn	Locke (Choctaw)	Rodgers
Branyon	Grouby	Locke (Perry)	Selman
Brassell	Hain	Love	Shumate
Brewer	Hall	McClendon (Chambers)	Simon
Broadfoot	Haltom	McKay	Solomon
Brooks	Hanby	McLendon (Bullock)	Speaks
Brown (Lamar)	Hardy	McNider	Steagall
Brown (Lee)	Hare	Martin	Stembridge
Callahan	Harrison	Mathews	Stokes
Cornett	Harvey	Mathison	Summerlin
Cox	Hawkins	Merrill	Taylor
Davis	Hodges	Money	Thomas
Dawkins	Holliman	Murphy	Tyson
deGraffenried	Hunt	Nettles	Vacca
Dement	Johnson (Elmore)	Nice	Ward
DeSear	Johnson (Tallapoosa)	Nolen	Windle
Dickson	Kaul	Oakley	Wood

—100

A quorum was present.

## REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the sixteenth legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

On motion of Mr. Hawkins, the reading at length of the Journal of the House for the sixteenth legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the sixteenth legislative day was approved.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Kirkham	Perry
Adams (Jefferson)	Franklin	Lackey	Pirkle
Adams (Tallapoosa)	Gilmer	Lee (Barbour)	Ramey
Ashworth	Goodwyn	Lee (Lawrence)	Reynolds
Bassett	Grouby	Locke (Choctaw)	Roberts
Boyd	Hain	Locke (Perry)	Rodgers
Bradford	Haltom	McClendon (Chambers)	Selman
Brannan	Hanby	McKay	Shumate
Branyon	Hardy	McLendon (Bullock)	Solomon
Brassell	Hare	Martin	Steagall
Broadfoot	Harrison	Mathison	Stembridge
Brown (Lamar)	Harvey	Merrill	Stokes
Callahan	Hawkins	Murphy	Taylor
Cornett	Holliman	Nettles	Thomas
Dawkins	Hunt	Nolen	Vacca
Dement	Johnson (Elmore)	Oakley	Ward
DeSear	Johnson (Tallapoosa)	Oden	Windle
Edwards (Escambia)	Kelly	Payne	Wood
Edwards (Jefferson)	Killough		

—74

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 521. To amend further Section 1 of the act approved May 25, 1945, which regulates the compensation of the superintendent of education of Henry County (Act No. 30, S. 99, Local Acts of 1945, p. 39).

Also:

H. 442. Relating to Tallapoosa County; providing for the compensation of the county superintendent of education; repealing Act No. 88, H. 217, approved June 15, 1953.

Also:

H. 437. To fix the compensation of the county superintendent of education of Washington County.

Also:

H. 438. To amend further an act approved November 4, 1950 entitled "An Act To create a Board of Revenue for Jackson County; providing its powers and duties and for the compensation of its members; prescribing penalties for violations of this Act; and abolishing the Court of County Commissioners of Jackson County" (Acts of Alabama 1950-51, Vol. I, p. 126).

J. E. SPEIGHT,  
Secretary.

#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that said committee, in session, has compared the following engrossed bill with the original bill and finds same correctly engrossed, to-wit:

H. 79. To provide for a long range survey of the State's educational system, creating the Alabama Education Commission and making an appropriation.

RANKIN FITE,  
Chairman.

The above and foregoing report of the Standing Committee on Rules was concurred in and adopted.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bills and ordered same sent forthwith to the House without engrossment:

By Messrs. Tate and Yarbrough (Randolph):

S. 86. To amend further Section 365 of Title 52, Code of Alabama, 1940, which relates to the teachers' retirement system.

Also:

By Mr. Yarbrough (Autauga):

S. 96. To provide for the creation of watershed conservancy districts for the purpose of developing and executing plans and programs relating to the conservation of water, water usage, flood prevention, flood control, prevention of erosion, and control of erosion, floodwater, and sediment damages; to prescribe the powers, duties, and authority of a board of directors of any such district, and to provide for the selection, term, qualifications, powers, duties, authority, and compensation of the members and employees thereof; to prescribe the powers, duties, and authority of the board of supervisors of any soil conservation district in the creation and dissolution of a watershed conservancy district, in supervising and directing the activities and operations of the board of directors in any such watershed conservancy district; and in otherwise carrying out the purposes of the Act; to authorize the board of directors of a watershed conservancy district to acquire property, or interests therein, by purchase, donation, condemnation, or otherwise, and to sell, lease, or otherwise dispose of such property, or interests therein, in carrying out the provisions of the Act; to provide that the board of directors may make and execute contracts and other instruments in carrying out the purposes of the Act, and to sue and be sued in the name of the district; to authorize the board of directors to construct, improve, operate, and maintain such structures and improvements as may be necessary in carrying out the purposes of the Act, and to borrow money and issue bonds for the purpose of acquiring rights of way and constructing, reconstructing, repairing, enlarging, operating, and maintaining such structures or improvements; exempting property acquired by any such district from all state, county, or municipal taxes; and to provide for withdrawals from, and dissolution of, any watershed conservancy district created under the provisions of the Act.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

S. 86. Ways and Means.

S. 96. Agriculture.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bills and ordered same sent forthwith to the House without engrossment:

By Mr. Cantrell:

S. 301. To prohibit the hunting of wild deer with a rifle or carbine in the County of Colbert, and prescribing the penalty for such offense.

With notice and proof thereto attached and herewith exhibited as follows:

## LEGAL NOTICE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To prohibit the hunting of wild deer with a rifle or carbine in the counties of Colbert, Franklin, or Marion, and prescribing the penalty for such offense.

Be It Enacted by the Legislature of Alabama:

Section 1. Whoever hunts, pursues, captures, or kills any wild deer with a rifle or carbine in the county of Colbert, Franklin or Marion, at any time, is guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than twenty-five dollars nor more than one hundred dollars.

Section 2. All laws and rules and regulations of the Director of the Department of Conservation which conflict with this Act are repealed to the extent of such conflict.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF LAUDERDALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Louis A. Eckl, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of The Standard & Times, a newspaper of general circulation published in Colbert County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on February 8, February 15, February 22, and March 1st, all in the year of 1957.

LOUIS A. ECKL.

Sworn to and subscribed before me this June 3rd., 1957.

L. H. BAKER,  
Notary Public.

My commission expires July 25, 1959.

Also:

By Mr. Cantrell:

S. 300. To amend Section 2 of the Act approved June 23, 1949, which created and established the Board of Revenue in and for Colbert County (Act No. 131, H. 333, 1949 Acts 157).

With notice and proof thereto attached and herewith exhibited as follows:

#### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF COLBERT

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To amend Section 2 of the act approved June 23, 1949, which created and established the Board of Revenue in and for Colbert County (Act No. 131, H. 333, 1949 Acts 157).

Be It Enacted by the Legislature of Alabama:

Section 1. Section 2 of the Act approved June 23, 1949, which created and established the Board of Revenue in and for Colbert County (Act No. 131, H. 333, 1949 Acts 157), is hereby amended to read as follows:

"Section 2. For the purposes of this Act Colbert County shall remain divided into four districts as provided by Act No. 184, H. 564, approved June 23, 1945, (Local Acts of Alabama, 1945, page 101), except it is hereby provided that Sections 5, 8 and 17, in Township 4, Range 14, in Colbert County, shall be and hereby are included in and shall form a part of the South West District".

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF LAUDERDALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Louis A. Eckl, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the Standard & Times, a newspaper of general circulation published in Colbert County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on February 8, February 15, February 22, and March 1st, all in the year 1957.

LOUIS A. ECKL.

Sworn to and subscribed before me this June 3rd, 1957.

L. H. BAKER,  
Notary Public.

My commission expires July 25, 1959.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

S. 301. Local Legislation No. 1.

S. 300. Local Legislation No. 1.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 36. Appointing Legislative Coordinating Committee.

J. E. SPEIGHT,  
Secretary.

## MESSAGE FROM THE SENATE

Mr. Speaker:

In accordance with provisions of House Joint Resolution 36, the President and Presiding Officer of the Senate, appointed as committee on part of the Senate Messrs. Boutwell, Yarbrough (Randolph), Engelhardt, Lamberth, Robison, Vann, and Hall.

J. E. SPEIGHT,  
Secretary.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 39. Expressing appreciation to the Southern Bell Telephone Company for installation for additional booths in Capitol lobby.

J. E. SPEIGHT,  
Secretary.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House for its consideration:

By Mr. Metcalf:

S. J. R. 43. Whereas the State of Mississippi has as its chief executive one of the most distinguished men living in the country today, a man who led the South's fight at the last national convention of the Democratic Party as a member of the platform committee; and

Whereas the esteemed Governor of Mississippi is vitally interested in the Tennessee-Tombigbee River Development Project, as well as many other problems common to the States of Mississippi and Alabama, which were formed from the same colonial territory, including the Tidelands Oil Case now pending in the Supreme Court of the United States; now therefore,

Be it resolved by the Senate, the House of Representatives concurring, That a committee of one Senator and one Representative be named to invite Governor Coleman to address a joint session of the two Houses of the Legislature of Alabama at a time, and on such subject as may be agreeable to him; and

Resolved further, that the committee report its action to each House at the earliest possible date.

And the President and Presiding Officer of the Senate appointed as Committee on part of the Senate Mr. Metcalf.

J. E. SPEIGHT,  
Secretary.

### SENATE MESSAGE

On motion of Mr. Haltom the rules were suspended and the House concurred in and adopted the S. J. R. 43 set out in the above and foregoing Message from the Senate.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Killough	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Kirkham	Oden
Adams (Tallapoosa)	Faulk	Lackey	Payne
Ashworth	Ferrell	Law	Perry
Bassett	Franklin	Lee (Barbour)	Pirkle
Boyd	Gilmer	Lee (Lawrence)	Ramey
Bradford	Grouby	Locke (Choclaw)	Reynolds
Branyon	Hain	Locke (Perry)	Roberts
Brassell	Hall	McClendon (Chambers)	Selman
Broadfoot	Haltom	McKay	Shumate
Brown (Lamar)	Hanby	McLendon (Bullock)	Solomon
Brown (Lee)	Hardy	McNider	Speaks
Callahan	Harrison	Martin	Stembridge
Cornett	Harvey	Mathison	Taylor
Cox	Hawkins	Merrill	Thomas
Davis	Hunt	Murphy	Vacca
Dawkins	Johnson (Elmore)	Nettles	Ward
deGraffenried	Johnson (Tallapoosa)	Nice	Windle
Dement	Kaul	Nolen	Wood
DeSear	Kelly		

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And the Speaker appointed as Committee on part of the House Mr. Haltom.

### COMMITTEE APPOINTED

In accordance with provisions of House Joint Resolution 36, the Speaker appointed as a Committee on part of the House Messrs. Kendall, Thomas, Pruitt, Kaul, Branyon, McKay and Dawkins.

### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House for its consideration:

By Mr. Lamberth:

S. J. R. 44. Resolved by the Senate, the House of Representatives concurring, That Senate Bill 16, which exempts all livestock (Including poultry) from all taxes levied and assessed on property according to

its value, which has passed both Houses, be known and designated as "The Lamberth, Flowers, Givhan, Shelton, Yarbrough (Autauga), Davis (Lowndes), Davis (Pickens), Little, Reeves, Eddins, Hall, Boutwell, Cooper, James, Tate, Roberts, Engelhardt, Allen, Lee (Barbour), Boyd, Oakley, Nettles, Hall, Locke (Choctaw), Hare, Taylor, Shumate, Payne, Mathews, Killough, Kendall, Albea, Windle, Ramey, Branyon, Martin, Steagall, Kirkham, Edwards (Escambia), Bassett, Mathison, Stokes, Merrill, McNider, Dickson, Lee (Lawrence), Ferrell, Thomas, Davis, Pruitt, Perry, Oden, Gist, Edwards (Jefferson), Ashworth, Hanby, Law, McKay, Summerlin, Reynolds, Hodges, Pirkle, Faulk, Holliman, Franklin, Brannan, Cornett, Hardy, Goodwyn, Lackey, Harrison, Crock, McLendon, Rodgers, Johnson (Tallapoosa), Bradford, Brooks, Solomon, Jenkins, Hunt, Gilmer, Kelly, Callahan, Hain, Brown (Lamar), Nolen, Wood, Stembridge, Grouby, and Hawkins Bill."

J. E. SPEIGHT,  
Secretary.

### SENATE MESSAGE

On motion of Mr. Lee (Barbour) the rules were suspended and the House concurred in and adopted the S. J. R. 44 set out in the above and foregoing Message from the Senate.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Killough	Oden
Adams (Jefferson)	Faulk	Kirkham	Payne
Adams (Tallapoosa)	Ferrell	Lackey	Perry
Ashworth	Franklin	Lee (Barbour)	Pirkle
Bassett	Gilmer	Lee (Lawrence)	Reynolds
Boyd	Grouby	Locke (Choctaw)	Roberts
Bradford	Hain	Locke (Perry)	Rodgers
Branyon	Hall	Love	Selman
Brassell	Haltom	McClendon (Chambers)	Solomon
Brooks	Hanby	McKay	Speaks
Brown (Lamar)	Hardy	McLendon (Bullock)	Steagall
Brown (Lee)	Harrison	McNider	Stembridge
Callahan	Harvey	Mathison	Taylor
Cornett	Hawkins	Merrill	Thomas
Cox	Hodges	Money	Vacca
Davis	Hunt	Murphy	Ward
deGraffenried	Johnson (Tallapoosa)	Nettles	Windle
Dement	Kaul	Nolen	Wood
Edwards (Escambia)	Kelly	Oakley	

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### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House bill and returns same herewith to the House:

H. 436. Relating to Walker County: providing further for the government of the county; abolishing the Board of Revenue, and creating in lieu thereof the Board of Finance and Control; providing for the selection of the members of the Board of Finance and Control; and prescribing their qualifications, terms, and compensation; providing for the organization and jurisdiction of the Board of Finance and Control, and for the powers and duties of its individual members; and repealing certain laws superseded by the provisions of this Act.

J. E. SPEIGHT,  
Secretary.



## SENATE MESSAGE

On motion of Mr. Selman the House concurred in and adopted the Senate amendment to the bill, H. 436, said Senate amendment being as follows:

## AMENDMENT OF H. B. 436:

Amend the bill by striking out the second sentence in Section 3 and substituting the following in lieu thereof: "The two associate members from Districts 2 and 3 shall be elected at the general election to be held in 1958, and shall hold office for terms of two years each from the first Monday after the second Tuesday in January, 1959, and until their successors shall have been elected and qualified. The two associate members of the board from Districts 1 and 4 and the successors to the two associate members first elected from Districts 2 and 3 shall be elected at the general election to be held in 1960, and every four years thereafter, and shall hold office for terms of four years each from the first Monday after the second Tuesday in January next following their election, and until their successors shall have been elected and qualified."

Also amend the bill by striking out the second sentence in Section 12 and substituting the following in lieu thereof: "The president and each associate member of the Board shall receive a salary of six thousand dollars (\$6,000.00) per annum."

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Killough	Oakley
Adams (Jefferson)	Faulk	Kirkham	Payne
Adams (Tallapoosa)	Ferrell	Lackey	Perry
Ashworth	Franklin	Lee (Barbour)	Pirkle
Bassett	Gilmer	Lee (Lawrence)	Reynolds
Boyd	Hain	Locke (Choctaw)	Rodgers
Bradford	Hall	Locke (Perry)	Selman
Branyon	Haltom	Love	Shumate
Brassell	Hanby	McClendon (Chambers)	Solomon
Broadfoot	Hardy	McKay	Speaks
Brooks	Harrison	McLendon (Bullock)	Steagall
Brown (Lamar)	Harvey	McNider	Stembridge
Brown (Lee)	Hawkins	Mathison	Taylor
Callahan	Hodges	Merrill	Thomas
Cornett	Hunt	Money	Vacca
Davis	Johnson (Elmore)	Murphy	Ward
Dement	Johnson (Tallapoosa)	Nettles	Windle
DeSear	Kelly	Nolen	Wood
Edwards (Escambia)			

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## RESOLUTIONS

The following resolutions were introduced:

By Messrs. Hawkins, Dawkins, Thomas, Kaul and Lee (Barbour).

H. J. R. 41. Be it Resolved by the House of Representatives, the Senate concurring, That when the two Houses adjourn on Friday, June 28, they adjourn to meet again on Tuesday, July 9; and

Resolved further, that the recess shall be taken without pay. All employees of the Legislature shall be laid off without pay during such recess, except the following; The Secretary of the Senate, Assistant Secretary of the Senate, Second Assistant Secretary of the Senate,

Chief Clerk of the Senate, Reading Clerk of the Senate, Enrolling Clerk of the Senate and 25 other Senate clerks, to be selected by the Secretary; also, the Clerk of the House, the three Assistants Clerks of the House, the Enrolling-Engrossing Clerk, the Chief Clerk, Reading Clerk and 25 other clerks of the House to be selected by the Clerk of the House.

The motion of Mr. Dawkins to suspend the rules in order to bring up for immediate consideration the above and foregoing H. J. R. 41 was lost.

Yeas 53; Nays 27.

Yeas:

Mr. Speaker	deGraffenried	Harvey	Nettles
Adams (Jefferson)	Dement	Hawkins	Nolen
Adams (Tallapoosa)	DeSear	Hunt	Oakley
Albea	Edwards (Jefferson)	Killough	Perry
Ashworth	Faulk	Lackey	Pirkle
Boyd	Ferrell	Lee (Barbour)	Ramey
Brannan	Gilmer	Lee (Lawrence)	Roberts
Branyon	Grouby	Locke (Choclaw)	Simon
Brewer	Hall	Locke (Perry)	Steagall
Brown (Lamar)	Hanby	McClendon (Chambers)	Stembridge
Brown (Lee)	Hardy	McKay	Thomas
Cox	Hare	McNider	Vacca
Davis	Harrison	Martin	Windle
Dawkins			

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Nays:

Messrs.:	Haltom	Love	Selman
Bassett	Hodges	McLendon (Bullock)	Speaks
Bradford	Holliman	Mathison	Stokes
Brassell	Johnson (Elmore)	Murphy	Taylor
Broadfoot	Kelly	Nice	Tyson
Cornett	Kirkham	Payne	Ward
Edwards (Escambia)	Law	Rodgers	Wood

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And said resolution H. J. R. 41 was read and referred to the Standing Committee on Rules.

Also:

By Mr. Hare:

H. J. R. 42. Whereas, the appointment of federal judges for life has resulted in a federal judiciary subject to no check or limitation upon its own power, save that of auto-limitation, yet which, in the process of deciding cases and controversies, constantly checks and limits the power and authority of the various State Governments, and the power and authority of the executive and legislative branches of the Federal Government, and

Whereas, both the President of the United States and the Congress thereof are subject to definite restrictions under the Constitution of the United States which insure checks and balances in the exercise of executive and legislative power, and both the President and the members of Congress are elected by the people for definite terms in office, thus insuring the principle of representative government, and

Whereas, the lack of similar limitations upon the power of the federal judiciary encourages unbridled government by judiciary con-

trary to the basic democratic principles of representative government and a system of checks and balances, as witness the decisions of the Supreme Court of the United States in recent years,

Now, Therefore, Be it Resolved by the House of Representatives of the State of Alabama, the Senate concurring:

(1) The Alabama Legislature requests the Congress of the United States to propose an amendment to the Constitution of the United States, as hereafter set out, requiring the election of all federal judges and the limitation of the term in office.

(2) The proposed amendment to the Constitution of the United States should read as follows:

The judges, both of the supreme and inferior courts of the United States, shall hold office, during good behavior, for a definite term or terms not to exceed eight years for any one term, and shall be elected by the people, in such manner as the Congress may by law prescribe. The judges shall, at stated times receive for their services a compensation which shall not be diminished during their continuance in office.

(3) In the alternative the Congress of the United States is hereby petitioned and memorialized to make a complete study and investigation of the method of selecting and the tenure of Federal judges, and to give full consideration to the question of submitting to the States for their approval amendments to Section 2, Article II, and Section 1, Article III of the Constitution of the United States, which would alter the method of selecting Federal judges and fix for such judges a definite term of office.

(4) Certified copies of this resolution shall be forwarded by the Secretary of State to the presiding officer of the Senate of the United States, to the Speaker of the House of Representatives of the United States and to each member of the Alabama delegation in Congress.

On motion of Mr. Hare the rules were suspended and H. J. R. 42 was adopted.

Yeas 80; Nays 2.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kirkham	Payne
Adams (Jefferson)	Faulk	Lackey	Perry
Adams (Tallapoosa)	Ferrell	Law	Pirkle
Albee	Goodwyn	Lee (Barbour)	Ramey
Ashworth	Grouby	Lee (Lawrence)	Reynolds
Bassett	Hain	Locke (Choctaw)	Richardson
Boyd	Hall	Locke (Perry)	Roberts
Bradford	Haltom	Love	Rodgers
Brannan	Hanby	McClendon (Chambers)	Selman
Branyon	Hardy	McKay	Shumate
Brassell	Hare	McLendon (Bullock)	Simon
Brooks	Harrison	Martin	Speaks
Brown (Lamar)	Harvey	Mathison	Steagall
Callahan	Hawkins	Merrill	Stokes
Davis	Hodges	Money	Summerlin
Dawkins	Holliman	Murphy	Taylor
deGraffenried	Hunt	Nettles	Thomas
Dement	Johnson (Elmore)	Nolen	Tyson
Dickson	Kelly	Oakley	Vacca
Edwards (Escambia)	Killough	Oden	Wood

*Nays:* Messrs. Brewer and Nice.

—2

Also:

By Mr. Hare:

H. J. R. 43. Be it Resolved by the House of Representatives of the Legislature of Alabama, the Senate concurring:

1. That the Legislature of Alabama hereby petitions and memorializes the Congress of the United States to call a convention, pursuant to Article VV of the Constitution of the United States, for the purpose of proposing amendments to Section 2, Article II, and Section 1, Article III, of the United States Constitution, which would alter the method of selecting federal judges and fix for such judges a definite term of office.

2. That the legislature of each of our sister states is urged to give the most serious consideration to the problems arising from the present method of selecting and tenure of office of federal judges, and to petition the Congress of the United States to call a convention for the purpose of proposing amendments to Section 2, Article II, and Section 1, Article III, of the Constitution of the United States, so as to alter the present method of selecting federal judges and to fix for such judges a definite term of office.

3. That the Clerk of the House transmit duly authenticated copies of this resolution to the President of the United States Senate, to the Speaker of the United States House of Representatives, to each member of the Alabama delegation in Congress, and to the executive authority of each of our sister states for transmittal to its legislature.

On motion of Mr. Hare the rules were suspended and H. J. R. 43 was adopted.

Yeas 79; Nays 1.

*Yeas:*

Mr. Speaker	DeSear	Killough	Payne
Adams ( <i>Jefferson</i> )	Dickson	Kirkham	Perry
Adams ( <i>Tallapoosa</i> )	Edwards ( <i>Jefferson</i> )	Lackey	Ramey
Albea	Faulk	Lee ( <i>Barbour</i> )	Reynolds
Ashworth	Ferrell	Lee ( <i>Lawrence</i> )	Richardson
Bassett	Gilmer	Locke ( <i>Choctaw</i> )	Roberts
Boyd	Goodwyn	Locke ( <i>Perry</i> )	Rodgers
Bradford	Grouby	Love	Selman
Brannan	Hall	McClendon ( <i>Chambers</i> )	Shumate
Branyon	Haltom	McKay	Simon
Brassell	Hanby	McLendon ( <i>Bullock</i> )	Speaks
Brewer	Hardy	McNider	Steagall
Brooks	Harrison	Martin	Stokes
Brown ( <i>Lamar</i> )	Harvey	Mathison	Taylor
Callahan	Hawkins	Merrill	Thomas
Cornett	Hodges	Murphy	Tyson
Davis	Holliman	Nettles	Vacca
Dawkins	Hunt	Nolen	Ward
deGraffenried	Johnson ( <i>Elmore</i> )	Oakley	Wood
Dement	Kelly	Oden	

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*Nay:* Mr. Nice.

—1

Also:

By Mr. Hare:

H. J. R. 44. Whereas, the right of jury trial is subject to serious limitations in the district courts of the United States because the

judges of such courts under present law may withdraw a case from the consideration of the jury upon a substantial evidence standard rather than upon the scintilla evidence standard of the common law and because the judges of such courts are free to comment to the jury upon the evidence in any case coming before them,

Now Therefore, be it Resolved by the House of Representatives of the State of Alabama, the Senate concurring, that the Congress of the United States is hereby memorialized to enact legislation to prohibit the judges of the district courts of the United States from commenting on the evidence in cases coming before them, and to enact legislation allowing the federal judges of the district courts of the United States to direct verdicts in jury cases only in accordance with the scintilla evidence rule of the common law.

The clerk of the House of Representatives is directed to transmit a copy of this resolution to the presiding officer of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Alabama delegation in Congress.

On motion of Mr. Hare the rules were suspended and H. J. R. 44 was adopted.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Dickson	Kelly	Oden
Adams (Jefferson)	Edwards (Escambia)	Killough	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Kirkham	Perry
Albea	Faulk	Lackey	Ramey
Ashworth	Ferrell	Lee (Barbour)	Reynolds
Bassett	Gilmer	Lee (Lawrence)	Richardson
Boyd	Goodwyn	Locke (Choctaw)	Roberts
Bradford	Grouby	Locke (Perry)	Rodgers
Brannan	Hain	Love	Selman
Branyon	Hall	McClendon (Chambers)	Shumate
Brassell	Haltom	McKay	Simon
Brewer	Hanby	McLendon (Butlock)	Speaks
Broadfoot	Hardy	McNider	Steagall
Brooks	Hare	Martin	Stokes
Brown (Lamar)	Harrison	Mathison	Taylor
Callahan	Harvey	Merrill	Thomas
Cornett	Hawkins	Murphy	Tyson
Davis	Hodges	Nettles	Vacca
Dawkins	Holliman	Nolen	Ward
deGraffenried	Hunt	Oakley	Wood
DeSear	Johnson (Elmore)		

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Also:

By Mr. Edwards (Escambia):

H. J. R. 45. Be it Resolved by the House, the Senate concurring, That when the Houses adjourn today, they adjourn to meet again on Tuesday, July 2, and when they adjourn on Tuesday, July 2, they adjourn to meet again on Tuesday, July 9.

The motion of Mr. Edwards (Escambia) to suspend the rules in order to bring up for immediate consideration the above and foregoing H. J. R. 45 was lost.

Yeas 18; Nays 50.

*Yeas:*

Messrs.:	Dement	Murphy	Taylor
Adams (Jefferson)	Hare	Ramey	Tyson
Brassell	Kelly	Selman	Windle
Broadfoot	Love	Shumate	Wood
Brooks	Mathison	Simon	

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*Nays:*

Mr. Speaker	Dickson	Hunt	Merrill
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Nettles
Albea	Faulk	Killough	Nice
Ashworth	Franklin	Lackey	Nolen
Bassett	Gilmer	Law	Oakley
Boyd	Goodwyn	Lee (Barbour)	Oden
Bradford	Grouby	Lee (Lawrence)	Payne
Brannan	Hain	Locke (Choctaw)	Richardson
Branyon	Hall	Locke (Perry)	Steagall
Brown (Lamar)	Hanby	McClendon (Chambers)	Stembridge
Davis	Hardy	McKay	Thomas
Dawkins	Harrison	Martin	Vacca
DeSear	Hawkins		

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And said resolution H. J. R. 45 was read and referred to the Standing Committee on Rules.

*Also:**By Messrs. Brown (Lamar) and Branyon:*

H. J. R. 46. Be it resolved by the House, the Senate Concurring that when the two houses adjourn today they adjourn to meet again on Tuesday, July 2, 1957 and when they adjourn on Tuesday, July 2, they adjourn to meet again on Tuesday, July 9, 1957. Provided however that the Legislature adjourns without pay for the period July 3 to July 9, 1957.

On motion of Mr. Brown (Lamar) the rules were suspended and H. J. R. 46 was adopted.

Yeas 72; Nays 11.

*Yeas:*

Mr. Speaker	Faulk	Kirkham	Payne
Adams (Jefferson)	Franklin	Law	Perry
Albea	Gilmer	Lee (Barbour)	Pirkle
Ashworth	Goodwyn	Lee (Lawrence)	Reynolds
Bassett	Grouby	Locke (Choctaw)	Richardson
Boyd	Hain	Locke (Perry)	Roberts
Brannan	Hall	McClendon (Chambers)	Rodgers
Branyon	Haltom	McLendon (Bullock)	Simon
Brewer	Hardy	McNider	Solomon
Brown (Lamar)	Hare	Mathews	Speaks
Callahan	Harrison	Mathison	Steagall
Cornett	Harvey	Merrill	Stembridge
Davis	Hodges	Money	Stokes
Dawkins	Holliman	Nettles	Summerlin
deGraffenried	Hunt	Nice	Thomas
Dement	Johnson (Elmore)	Nolen	Vacca
DeSear	Kelly	Oakley	Ward
Dickson	Killough	Oden	Windle

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*Nays:*

Messrs.:	Broadfoot	Hanby	Murphy
Bradford	Brooks	Love	Taylor
Brassell	Edwards (Escambia)	McKay	Tyson

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Also:

By Mr. Ferrell:

H. J. R. 47. Be it Resolved by the Legislature of Alabama, both Houses thereof concurring, that the Governor be requested to grant a holiday commencing at the close of business on the 3rd of July and extending through Sunday, July 7, 1957, to all State employees and that all State offices be closed during said period.

The motion of Mr. Ferrell to suspend the rules in order to bring up for immediate consideration the above and foregoing H. J. R. 47 was lost.

Yeas 37; Nays 9.

*Yeas:*

Messrs.:	Dement	Kelly	Oakley
Adams (Jefferson)	Edwards (Escambia)	Kirkham	Pirkle
Albea	Ferrell	Lee (Barbour)	Reynolds
Boyd	Gilmer	McClendon (Chambers)	Roberts
Bradford	Goodwyn	McNider	Rodgers
Branyon	Hain	Murphy	Speaks
Broadfoot	Hall	Nettles	Stembridge
Brooks	Hare	Nice	Summerlin
Callahan	Holliman	Nolen	Thomas
Dawkins	Hunt		

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*Nays:*

Messrs.:	Johnson (Elmore)	Oden	Ward
Brannan	McLendon (Bullock)	Richardson	Windle
Haltom	Money		

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And said resolution H. J. R. 47 was read and referred to the Standing Committee on Rules.

#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 436. Relating to Walker County: providing further for the government of the county; abolishing the Board of Revenue, and creating in lieu thereof the Board of Finance and Control; providing for the selection of the members of the Board of Finance and Control; and prescribing their qualifications, terms, and compensation; providing for the organization and jurisdiction of the Board of Finance and Control, and for the powers and duties of its individual members; and repealing certain laws superseded by the provisions of this Act.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

## SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES  
ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 437. To fix the compensation of the county superintendent of education of Washington County.

Also:

H. 438. To amend further an act approved November 4, 1950 entitled "An Act To create a Board of Revenue for Jackson County; providing its powers and duties and for the compensation of its members; prescribing penalties for violations of this Act; and abolishing the Court of County Commissioners of Jackson County" (Acts of Alabama 1950-51, Vol. I, p. 126).

Also:

H. 442. Relating to Tallapoosa County; providing for the compensation of the county superintendent of education; repealing Act No. 88, H. 217, approved June 15, 1953.

Also:

H. 521. To amend further Section 1 of the act approved May 25, 1945, which regulates the compensation of the superintendent of education of Henry County (Act No. 30, S. 99, Local Acts of 1945, p. 39).

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

## SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES  
ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Joint Resolutions, to-wit:

H. J. R. 36. Relative to the appointment of a Coordinating Committee of the Legislature.

Also:



H. J. R. 39. Relative to expressing appreciation to the Southern Bell Telephone Company for the installation of additional telephone booths.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

#### SIGNING OF HOUSE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolutions the titles to which are set out in the above and foregoing report of the Standing Committee on Rules.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills and Senate Joint Resolutions, your signature thereto is requested:

S. 58. To authorize and provide for the producers of certain agricultural commodities to act jointly and in cooperation with handlers, processors, and the State Department of Agriculture and Industries in promoting the production, distribution, use and consumption of such commodities; providing that producers may levy upon themselves assessments for the purpose of financing a promotional program, and providing for the imposition of such assessments and the collection thereof; superseding an act approved October 9, 1947 entitled "An Act To enable farmers who are producers of agricultural commodities to act jointly with dealers and processors in promoting the sale, distribution and consumption of such Alabama products" (Act No. 699, H. 594, General Acts of 1947, p. 536).

Also:

S. 75. To make an additional appropriation to the Board of Nurses' Examiners and Registration for the purchase of office supplies and equipment.

Also:

S. 140. To provide an expense allowance for each member, other than the president or chairman, of the court of county commissioners, board of revenue or other like governing body of any county having a population of not less than 29,000 nor more than 29,350, according to the last or any subsequent federal decennial census.

Also:

S. J. R. 34. Extending a welcome to the distinguished guests of Alabama who will attend the National Blind Golfers' Association 1957 tournament in Birmingham on July 26-28.

Also:

S. J. R. 35. Resolving that the two Houses of the Legislature will not meet on July 19, in order that the lawyer members may attend the meeting of the Alabama State Bar Association.

Also:

## S. J. R. 36. Naming Senate Bill 52.

Also:

S. J. R. 41. Extending sympathy to Senator Vaughan Hill Robison and the members of his family in the death of Mrs. Laura Hill Robison, his mother.

J. E. SPEIGHT,  
Secretary.

## SIGNING OF SENATE BILLS AND SENATE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Bills and Senate Joint Resolutions, the titles to which are set out in the above and foregoing Message from the Senate.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bill, your signature thereto is requested:

S. 161. Relating to Winston County; reorganizing the county government abolishing the Board of Revenue of Winston County, and creating in lieu thereof the Board of Finance and Control of Winston County; prescribing the power, authority, and jurisdiction of the Board of Finance and Control; providing for the selection, qualifications, terms, power, duties, and compensation of the members thereof; and to repeal conflicting laws.

J. E. SPEIGHT,  
Secretary.

## SIGNING OF SENATE BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set out in the above and foregoing Message from the Senate.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House for its consideration:

By Messrs. Goodwin, James, Boutwell, Engelhardt, Cooper, Davis (Lowndes) Vann, Yarbrough (Autauga) Shelton, Lamberth, Yarbrough (Randolph), Flowers, Skidmore, Jones, Davis (Pickens), Tate, Givhan, Robison, Hall, Calvin, Cantrell, Allen, Little, Dyar, Eddins, Grisham, Roberts, Moses, Reeves, Metcalf, Smith, Leonard, and Newton.

S. J. R. 48. Be it Resolved by the Legislature of Alabama, both Houses thereof concurring, That the individual members of the Legislature do hereby extend their sincere thanks to Dr. D. G. Gill, State Health Officer, and the various state tuberculosis organizations, for placing the mobile chest X-ray unit in the Capitol rotunda and taking chest X-rays of all the members of the Legislature; and

Resolved further, That the Secretary of the Senate be directed to send a copy of this resolution to Dr. Gill.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Davis the rules were suspended and the House concurred in and adopted the S. J. R. 48 set out in the above and foregoing Message from the Senate.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Lackey	Payne
Adams (Tallapoosa)	Franklin	Lee (Barbour)	Perry
Albea	Gilchrist	Lee (Lawrence)	Pirkle
Ashworth	Gilmer	Locke (Choctaw)	Ramey
Bassett	Goodwyn	Locke (Perry)	Richardson
Boyd	Grouby	Love	Roberts
Bradford	Hain	McClendon (Chambers)	Rodgers
Branyon	Hall	McKay	Selman
Brassell	Haltom	McLendon (Bullock)	Shumate
Brewer	Hanby	McNider	Simon
Broadfoot	Hardy	Martin	Speaks
Brooks	Hare	Merrill	Steagall
Brown (Lamar)	Harrison	Money	Stembridge
Brown (Lee)	Hawkins	Murphy	Stokes
Cornett	Hodges	Nettles	Summerlin
Cox	Holliman	Nice	Taylor
Dawkins	Kaul	Nolen	Thomas
DeSear	Kendall	Oakley	Tyson
Dickson	Killough	Oden	Vacca
Edwards (Escambia)	Kirkham		

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bill and returns same herewith to the House:

H. 193. To authorize and require the State Board of Education to change the name of the normal schools or teachers colleges.

J. E. SPEIGHT,  
Secretary.

## MOTION TO ADJOURN LOST

The motion of Mr. Stokes that the House adjourn until Tuesday, July 2, 1957, at ten o'clock A.M. was lost.

Yeas 21; Nays 47.

Yeas:

Mr. Speaker	Cornett	Money	Rodgers
Bradford	Cox	Oden	Shumate
Brassell	Faulk	Pirkle	Stokes
Brooks	Ferrell	Ramey	Taylor
Brown (Lamar)	Hunt	Richardson	Tyson
Brown (Lee)			

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*Nays:*

Messrs.:	Gilchrist	Kaul	Murphy
Adams (Tallapoosa)	Gilmer	Kendall	Nettles
Albea	Grouby	Kirkham	Nolen
Ashworth	Hain	Lackey	Oakley
Bassett	Hall	Lee (Barbour)	Payne
Boyd	Haltom	Locke (Perry)	Perry
Branyon	Hanby	McClendon (Chambers)	Roberts
Brewer	Hardy	McKay	Simon
Broadfoot	Harrison	McLendon (Bullock)	Solomon
DeSear	Hawkins	Martin	Steagall
Edwards (Jefferson)	Hodges	Mathison	Summerlin
Franklin	Holliman	Merrill	Thomas

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## RESOLUTION

The following resolution was introduced:

By Mr. Harrison:

H. J. R. 48. Whereas for over a hundred years our White and Negro peoples in the South have lived together in peace, harmony and goodwill; and

Whereas during said time each of said races by and through their own efforts and with the help of each other have brought the conditions of the South from that of a section in ruins to a place where it is referred to as the promised land of this nation; and

Whereas during said time said races have worked together in agriculture, trade and business, but have always lived separate and apart, each having separate homes, churches, schools and other institutions; and

Whereas under said working and living conditions said races have grown to mutually recognize and respect the rights and ways of each other; and

Whereas the South has entered an era of expansion and prosperity such as was previously unknown in its history, and said White and Negro races stand to reap the benefits of, and enjoy said expansion and prosperity to a degree never known by them before, if they can maintain their peaceful and friendly way of life in the South and not be diverted into bitterness, hatred, and even bloodshed; and

Whereas, if we are going to take advantage of the opportunities for industrial and economic expansion in the South, we must have all people—White and Negro—working toward the common goal of future development; and

Whereas the United States Supreme Court has in recent times, through its tragic, ill-founded, ill-conceived and far-reaching decisions shattered the peace and harmony of the South, has thrown the White and Negro people into a state of turmoil and strife, and if said conditions continue to grow worse, could bring additional and untold irreparable damage to the South and all of its peoples; and

Whereas the Supreme Court of the United States seems determined to drive the South into chaos and strike down every law our Southern legislatures have passed to preserve our way of life; and

Whereas it seems the one great reservoir of strength and power left in the Southern States is their governors' power to preserve peace, put down riots and maintain the welfare of the people; now therefore,

Be it Resolved by the House of Representatives, the Senate concurring, That the Governor of Alabama be and he is hereby strongly requested, urged and petitioned to use the total power of his office to the fullest and greatest extent to preserve our southern way of life; that when needed he use highway patrolmen and the National Guard and any other forces at his command to prevent intergration in our schools and other public places and to protect the lives, property and welfare of all our people, both White and Negro.

H. J. R. 48 was read and referred to the Standing Committee on Rules.

#### BILLS ON SECOND READING

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 617. To amend further Section 69 of Title 45, Code of Alabama (1940), which relates to court costs payable out of the convict fund.

H. 616. To provide for a fixed amount of costs for clerks of the circuit courts who are ex officio clerks of county courts, law and equity courts and courts of like jurisdiction in Alabama in criminal and quasi criminal cases.

H. 615. To amend further Section 21 of Title 11, Code of Alabama (1940), which relates to the fees allowed to clerks of circuit courts in civil cases.

H. 614. To amend further Section 27 of Title 11 of the Code of Alabama 1940, which relates to the fees and commissions allowed registers.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 613 (with substitute). To amend further Section 89 of Title 11, Code of Alabama (1940), which relates to the fees of clerks of the circuit courts in criminal cases.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 33. To amend Sections 3 and 6 of Title 27, Code of Alabama, 1940, which relate to the adoption of children.

H. 215. To repeal Section 2 of an Act approved September 11, 1951 entitled "An Act To provide that any person whose sentence to death has been commuted by the Governor to life imprisonment shall not thereafter be eligible for pardon unless his innocence of the crime for which he was convicted is proved to the satisfaction of the Board of Pardons and Paroles, and such board votes unanimously to grant such person a pardon and the granting of the pardon is approved by the Governor; to provide that any person whose sentence to death has been commuted by the Governor to life imprisonment shall not there-

after be eligible for parole until such person shall have served at least fifteen years of such life sentence" (Act No. 804, S. 355, Acts of 1950-51, Vol. II, p. 1401).

H. 561. To validate, in certain cases, industrial development boards attempted to be organized under the provisions of Act No. 648 adopted at the 1949 Regular Session of the Legislature of Alabama, as amended, and invalid because of any irregularity in the procedure for incorporation.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 486 (with substitute). To provide for comparative negligence and to regulate the effect of contributory negligence as a defense.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 622. To provide an additional method of obtaining a birth certificate by conferring on Probate Courts of the several counties of Alabama jurisdiction and power to judicially determine and fix dates and place of birth of all persons born in Alabama or residing in Alabama and to make and enter judgments and decrees with reference thereto that such persons are entitled to birth certificates; providing that said birth certificates shall be accepted in evidence for all purposes and in all courts and places where date or place of birth is to be established and to provide for procuring and issuance of birth certificates, and the filing of such judicial findings and determination with the State Board of Health and State Bureau of Vital Statistics; to provide for the filing and recording and the fees therefor and providing forms for such proceedings, and to provide for appeals from Probate Courts to Circuit Courts in connection therewith.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 644. To Amend Section 18 of Act No. 375, H. B. 1006, approved September 8, 1955 (Acts of Alabama, Regular Session 1955, page 901), entitled "An Act To Provide for the taking of Depositions of Witnesses or Parties upon oral examination for discovery or for use as evidence; to prescribe the scope of the examination, use of such depositions, effect of using such depositions; to provide a method of compelling the attendance of the person sought to be examined; and to prescribe penalties for the failure of such person to appear for such examination".

H. 360. To amend Sections 661 and 669 of Title 7, Code of Alabama, 1940, which relate to exemption of homesteads from administration and payment of debts.

H. 186. To amend Section 179 (56g), Title 26 of the 1940 Code of Alabama pertaining to charges for administering real estate.

H. 185. To amend Section 261, Title 8 of the 1940 Code of Alabama pertaining to charges for administering real estate.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendments, and it was read a second time and placed on the Calendar, to-wit:

H. 59. (with amendments). To establish and provide for the maintenance and administration of an Unsatisfied Judgment Fund; providing for payments to certain persons out of the funds for damages resulting from bodily injury or death arising out of the ownership, maintenance or use of motor vehicles in this state; imposing certain duties relative to the administration of this Act on the probate judges, the State Treasurer, the Director of Public Safety and the Attorney General; prescribing certain conditions which must be fulfilled before any driving privilege or any vehicle license, revoked under the Alabama Motor Vehicle Safety-Responsibility Act, may be restored to a driver or owner of a motor vehicle when a judgment against him has been paid from this fund; and providing for payment of the expense of administering this Act.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 570. To make an additional appropriation, out of any funds in the State Treasury not otherwise appropriated, for the fiscal year ending September 30, 1959, in the amount of \$105,000.00 to the Department of Finance, Division of Control and Accounts, to be expended for "other expenses".

S. 44. Making an appropriation for the relief of B. L. Massengale of Uniontown, Alabama.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 129 (with amendment). To make appropriations for the operation and maintenance of the Legislative Reference Service.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 304. Appropriating funds to effectuate the purposes of Act No. 59, S. 77, approved June 21, 1955, relating to the re-publication of the Code of 1940.

H. 64. To amend further Section 98 of Title 11, Code of Alabama (1940), which relates to the compensation of jurors.

H. 516. To establish within the State Docks Department the additional position of General Manager for Operations; to prescribe for the appointment, qualifications, tenure, duties and salary of such official, and an effective date of this Act.

H. 207. To amend further Section 104 of Title 51, Code of Alabama (1940), which relates to meetings of boards of equalization.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, with amendment, and they were severally read a second time and placed on the Calendar, to-wit:

H. 240 (with amendment). To amend Section 215 of Title 22, Code of Alabama (1940), which prescribes the license fees payable by persons licensed by the Alabama State Milk Control Board.

S. 92 (with amendment). Relating to Department of Revenue, to authorize and direct the Commissioner of the Department of Revenue to allow a discount of two per cent (2%) on the first \$5,000.00 of tax paid to the State and of one percent (1%) on all amounts of tax paid in excess of \$5,000.00, not exceeding \$200.00 in any one calendar month to licensed and bonded refiners, storers, distributors or wholesalers of motor fuel who collect gasoline or motor fuel taxes under the provisions of Section 648 of Title 51, Code of Alabama, 1940.

#### REPORT OF STANDING COMMITTEE ON WAYS AND MEANS

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with the recommendation that it be re-referred.

H. 559. To provide further for the printing and publishing of certain acts of the Legislature.

And on motion of Mr. Hawkins, the bill, H. 559, was re-referred to the Standing Committee on Judiciary.

#### BILLS ON SECOND READING RESUMED

Mr. Lackey, Chairman of the Standing Committee on Health, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute and amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 489 (with substitute and amendment). To regulate the teaching and practice of cosmetology; requiring the registration and licensing of cosmetologist and cosmetologists' apprentices and schools of cosmetology, creating for the administration of this Act a State Board of Cosmetology, and defining violation of this Act and prescribing penalties therefor.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 444. To provide further for the registration of voters in all counties having a population of not less than 200,000 nor more than 500,000 inhabitants, according to the last or any subsequent federal decennial census.

H. 558. To alter, re-arrange, and extend the boundaries and corporate limits of the Town of Gulf Shores in Baldwin County.

H. 626. Relating to Choctaw County: To amend Section 4 of Act No. 660, General & Local Acts of 1951, approved September 4, 1951, relating to the Inferior Court of Choctaw County.



H. 628. To amend an act approved August 26, 1953, entitled "An Act Relating to Cullman County; fixing the compensation of the coroner" (Act No. 374, H. 736, Acts of Alabama, Regular Session, 1953, Vol. I, p. 446).

H. 630. To require a license for each person, firm, corporation, dealer or agent selling, offering to sell, or soliciting orders for the sale of furniture, household goods and appliances to ultimate consumers who do not maintain a regular established place of business in DeKalb County, Alabama, for the sale of such furniture and provide for the collection of said license, and to provide a penalty for failure to take out said license and to provide that the Probate Judge issue said license and to provide that the money collected from said license to be paid into the General Fund of DeKalb County, Alabama, for general purposes.

H. 634. Relating to Lawrence County; regulating further the times and places of registering voters by the board of registrars.

H. 635. Relating to Lawrence County, fixing the time of meeting of the county board of equalization to review, revise, correct and fix the assessment values as set by the tax assessor; repealing conflicting laws.

H. 636. Relating to cities having a population of not less than 15,000 nor more than 18,500, according to the last or any subsequent federal decennial census; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, operation, and fostering of offstreet automobile parking facilities in such cities; and providing for the creation of automobile parking agencies in and for such cities.

H. 638. To extend the corporate limit lines of the City of Guntersville, Alabama, and to provide when said Act will take effect.

H. 640. To amend the title and Sections 6 and 9 of Act No. 31 adopted at the Second Special Session of the Legislature of Alabama of 1956, which act is applicable to any county having a population of not less than 225,000 nor more than 525,000 inhabitants according to the last or any subsequent federal census, so as to provide for the issuance of general obligation warrants of such counties in amounts which, when added to the amount of the special recording fees provided for in said Act No. 31 on hand for such purpose remaining after creating a special fund as a reserve or cushion for the benefit of such warrants, will be sufficient to pay the costs of installation of the improved indexing and recording provided for in said act, and so as to provide that such warrants and any interest coupons applicable thereto shall evidence claims for office supplies for offices of Probate Judges within the meaning of Subsection 3 of Section 121 of Title 12 of the Code of Alabama of 1940, as amended, and so as to provide that issuance of such warrants and coupons shall constitute audit and allowance of such claims and that said claims need not be proved or registered.

H. 641. Applying in counties having a population of not less than 225,000 nor more than 525,000 inhabitants according to the last or any subsequent Federal census; providing for the method of acknowledging full or partial satisfaction of any recorded mortgage or other lien in the records of the office of the Judge of Probate of such county.

H. 646. To amend Section 1 of an act approved September 25, 1947, entitled "An Act to change the method of compensating the Register of the Circuit Court of Talladega County, placing such officer on a salary, and providing for clerical assistance and office space for him" (Act No. 461, H. 885, Local Acts of 1847, p. 323).

H. 647. To amend Section 1 of an act approved September 25, 1947, entitled "An Act to change the method of compensating the Circuit Clerk of Talladega County, placing such officer on a salary, and providing for clerical assistance and office space for him" (Act No. 460, H. 884, Local Acts of 1947, p. 322).

H. 648. To amend Section 27 of an act approved March 15, 1911, entitled "An Act to provide for the better construction, repairing, working and maintaining of public roads and bridges in Talladega County, Alabama" (Act No. 118, S. 203, Local Acts of 1911, p. 113).

H. 649. To amend Section 1 of an act approved September 25, 1947, entitled "An Act to change the method of compensating the Sheriff of Talladega County, placing such officer on a salary, and providing for clerical assistance and office space for him" (Act No. 462, H. 886, Local Acts of 1947, p. 324).

Mr. Branyon, Chairman of the Standing Committee on Constitution and Elections, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 583. Further amending Section 107, Title 17, Code of Alabama (1940), which relates to instruction and assistance for voters at polls where voting machines are used, by permitting physically disabled voters to receive assistance from persons of their own choosing.

Mr. Branyon, Chairman of the Standing Committee on Constitution and Elections, reported that said Committee in session had acted on the following bill and ordered same returned to the House without recommendation, and it was read a second time and placed on the Calendar, to-wit:

H. 126 (without recommendation). Proposing an amendment to the Constitution relative to the state superintendent and board of education, and ordering an election thereon.

The above bill was read a second time at length as required by the Constitution.

Mr. Branyon, Chairman of the Standing Committee on Constitution and Elections, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 571 (with amendment). To propose an amendment to the Constitution of Alabama authorizing and providing for the issuance of not more than three million five hundred thousand dollars in principal amount of general obligation bonds of the State of Alabama for building, construction and improvement purposes at the University of Alabama Medical Center in Birmingham.

The above bill was read a second time at length as required by the Constitution.

Mr. Lackey, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 631. To amend retrospectively Section 22 of Act No. 929 of the regular session of the Legislature of Alabama of 1951, relating to cities

having a population of two hundred and fifty thousand inhabitants according to the last or any succeeding federal census.

H. 632. TO AMEND retrospectively Section 9 of Act No. 929 of the Regular Session of the Legislature of Alabama of 1951, approved September 12, 1951 (General Acts 1951, Page 1579).

### INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Brannan:

H. 650. Relating to accounts of deceased persons in a Savings and Loan Association. To whom and how paid.

Judiciary.

By Mr. Brannan:

H. 651. Making an appropriation for the relief of G. W. Vines of Robertsdale.

Ways and Means.

By Messrs. Taylor and Killough (with notice and proof):

H. 652. To extend, alter, rearrange and define the boundary lines and corporate limits of the Town of Georgiana, In Butler County, Alabama.

Local Legislation No. 1.

Notice and Proof 652

### LEGAL NOTICE

By virtue of a resolution adopted by the Mayor and Council of the Town of Georgiana in regular meeting assembled on Monday, May 6, 1957, notice of intention to apply for the passage of an act in substantially the following form at the present session of the Alabama Legislature is hereby given, as is provided by law:

### A BILL TO BE ENTITLED AN ACT

To extend, alter, rearrange and define the boundary lines and corporate limits of the Town of Georgiana in Butler County, Alabama.

Be It Enacted by the Legislature of the State of Alabama:

Section 1. That the boundary lines and corporate limits of the Town of Georgiana in Butler County, Alabama, be and the same are hereby extended, altered, rearranged, and defined so as to include within the corporate limits of said Town all that portion of the present territory of said Town and certain additional adjacent territory included within the boundaries described as follows:

To reach the point of beginning, begin at U. S. Coast and Geodetic Survey Bench Mark Y43-1934, which lies just North of the Louisville and Nashville Railroad depot in the Town of Georgiana, Alabama, run thence due South 100 chains to the point of beginning, being a point on the perimeter of the boundary line and corporate limit line to be described; run thence due West 80 chains to a point, run thence due North 200 chains to a point, run thence due East 160 chains to a point, run thence due South 200 chains to a point, run thence due West 80 chains to the point of beginning, beginning being a rectangle five square miles in area, and lying and being in Sections TWENTY ONE, TWENTY TWO, TWENTY THREE, TWENTY SIX, TWENTY SEVEN,

TWENTY EIGHT, THIRTY THREE, THIRTY FOUR, and THIRTY FIVE of Township Eight North, Range Thirteen East of St. Stephens Meridian, County of Butler, State of Alabama.

Section 2. All laws and parts of laws in conflict with the provisions of this Act are hereby repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

4 wks. May 30-June 6-13-20.

#### STATE OF ALABAMA BUTLER COUNTY

Before me, Marion Morgan, a Notary Public in and for said State and County, personally appeared Roger Pride, Jr., who being by me first duly sworn doth depose and say that he is the Editor of The Butler County News, a weekly newspaper published in the Town of Georgiana, Butler County, Alabama, and that the attached legal notice was published in said The Butler County News for four successive weeks, said notice having been published in the issues of May 30, June 6, June 13 and June 20, 1957.

ROGER PRIDE, JR.

Sworn to and subscribed before me, this 21 day of June, 1957.

MARION MORGAN,  
Notary Public.

By Messrs. Pirkle, Davis, Merrill, Hanby, Hawkins, Brown (Lamar), Branyon and Dement:

H. 653. To authorize the State Board of Agriculture and Industries to adopt rules and regulations for poultry meat inspection and grading; to authorize the Department of Agriculture and Industries to perform poultry meat inspection and grading work and to enter into contracts to furnish inspection and grading services for which services fees may be charged and collected.

Agriculture.

By Messrs. Brewer, Lee (Lawrence), Reynolds, Roberts, Money, Broadfoot, Haltom, Davis, Dement, Cox, Oden and Gilchrist:

H. 654. To appropriate to the Tennessee Valley Trade School at Decatur, Alabama, the sum of \$250,000 for the fiscal year ending September 30, 1958 and \$500,000 for the fiscal year ending September 30, 1959, out of any funds in the State Treasury to the credit of the Alabama Special Educational Trust Fund, not otherwise appropriated, to be used and expended for capital outlay purposes only.

Ways and Means.

By Messrs. Branyon and Brown (Lamar):

H. 655. To amend Sections 364 and 366 of Title 52 of the Code of Alabama of 1940, as amended, which relates to the Teachers' Retirement System.

Ways and Means.

By Messrs. Stembridge, Steagall, Lee (Barbour), Davis, Ferrell, Solomon and Mathison:

H. 656. To make an appropriation to the Agricultural Center Board for each of the two fiscal years ending September 30, 1958 and September 30, 1959, for the purpose of aiding counties and municipalities in constructing and equipping facilities suitable for housing livestock shows, agricultural and industrial displays and other agricultural uses

and purposes consistent with the betterment and advancement of agriculture.

Ways and Means.

By Messrs. Edwards (Jefferson), Lackey, Perry, Nice, Vacca, Adams (Jefferson) and Kaul:

H. 657. To authorize and make provision for the incorporation in any City of the State of Alabama having a population of 300,000 or more according to the last or any subsequent federal census of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating buildings, structures and facilities suitable for use as manufacturing plants, industrial plants, retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with the power of eminent domain; to provide that any City for which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey, or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal funds in bonds of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge, and indenture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this act shall be severable.

Local Legislation No. 2.

By Messrs. Vacca and Perry:

H. 658. To amend Section 186 of Title 14 of the Code of Alabama of 140 as last amended September 11, 1951.

Judiciary.

By Mr. Vacca:

H. 659. To regulate the sale of brake fluid by requiring registration of the product with the Commissioner of Agriculture and Industries; prescribing the registration fees and requiring a permit authorizing the sale of brake fluid; prohibiting the sale of inferior brake fluids and to authorize the adoption of standards and specifications governing the sale of brake fluids; to prescribe the penalty for violations and prescribing other administration and enforcement procedures.

Judiciary.

By Messrs. Stokes, Taylor, Killough, Brannan, Bassett, Boyd, Love and Summerlin:

H. 660. To further promote the agricultural interests of the State by providing for the acquisition, establishment, equipment, operation, and maintenance of state farmers' markets; and to define the duties, powers, and authority of the State Board of Agriculture and Industries and the Commissioner of Agriculture and Industries in relation to such markets.

Agriculture.

By Messrs. Brooks, Brannan, Taylor, Killough, Simon, Wood, Mathison and Summerlin:

H. 661. To amend further Section 191 of Title 51, Code of Alabama (1940), which relates to the commissions of tax collectors.

Ways and Means.

By Messrs. Brooks, Brannan, Taylor, Killough, Simon, Wood, Mathison and Summerlin:

H. 662. To amend further Section 50 of Title 51, Code of Alabama (1940), which relates to the commissions of tax assessors.

Ways and Means.

By Messrs. Roberts and Reynolds:

H. 663. To amend Section 37, Title 52, Code of Alabama 1940, to authorize the State Board of Education and the trustees of all State institutions respectively, where education is a part of the program of the institution, to borrow money from Federal agencies, or from any private person, or corporation, or lending agency, for the erection of buildings, beautification of grounds, and the erection and maintenance of swimming pools at the several State institutions.

Ways and Means.

By Mr. Adams (Jefferson):

H. 664. To make an appropriation from the general fund to the use and benefit of the Department of Public Safety to be used exclusively for the purchase and installation of air conditioning equipment in certain quarters occupied by the driver's license division of such department.

Ways and Means.

By Mr. Fite:

H. 665. To prescribe a rule of procedure in the circuit court of any county in the Twenty-fifth Judicial Circuit of Alabama relative to the joinder of necessary parties.

Local Legislation No. 1.

By Messrs. Hall, Dawkins and Nolen:

H. 666. To fix the supplemental salary of the Deputy Circuit Solicitors of the Fifteenth Judicial Circuit of Alabama to provide that said supplemental salaries shall be paid out of the general fund of Montgomery County, Alabama, and to provide when said act shall go into effect.

Local Legislation No. 1.

By Messrs. Dawkins, Goodwyn, Nolen and Hall:

H. 667. To amend Section 1 of Act No. 403, S. 504, approved August 15, 1951 (Acts of Alabama, 1951, p. 725), which authorizes all cities in the State of Alabama having a population exceeding 78,000 and not exceeding 125,000 inhabitants to enact ordinances to establish and maintain a general system of pensions and retirements for the benefit of their employees.

Local Legislation No. 1.

By Messrs. Dawkins, Hall, Goodwyn and Nolen:

H. 668. Further regulating the terms of service and compensation of the members of boards of equalization in counties having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census.

Local Legislation No. 1.

By Messrs. deGraffenried and Callahan:

H. 669. To amend Section 832 of Title 51, Code of Alabama (1940), which relates to exemptions of blind persons from payment of privilege licenses; increasing the amount of exemption from \$25 to \$100.

Ways and Means.

By Mr. deGraffenried:

H. 670. To levy a license or registration fee on house trailers which are moved on or drawn upon public highways in this State and to require such house trailers to bear license plates or tags as evidence of the payment thereof; prescribing the amount of the license fee; providing for the collection, distribution and use of such fees; prescribing the manner of affixing such tags or plates to the house trailer; placing certain duties relative to the issuance of such license tags or plates on the judge of probate or commissioner of licenses of the several counties and on the State Department of Revenue; and prescribing penalties.

Ways and Means.

By Mr. Wood (with notice and proof):

H. 671. To authorize the governing body of Washington County, Alabama to pay the sum of Seven Hundred and Fifty Dollars (\$750.00) out of the gasoline tax fund, road and bridge fund or any other fund in the county treasury not otherwise appropriated to reimburse Mrs. Mary K. Martin for medical and other expense in connection with the death of Mary Anna Martin, who died as a result of an automobile accident in a public road in Washington County, Alabama.

Local Legislation No. 1.

Notice and Proof H. 671:

## LEGAL NOTICE

### STATE OF ALABAMA WASHINGTON COUNTY

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for the passage and enactment will be made, to-wit:

### A BILL TO BE ENTITLED AN ACT

To authorize the governing body of Washington County, Alabama to pay the sum of Seven Hundred and Fifty Dollars (\$750.00) out of the gasoline tax fund, road and bridge fund or any other fund in the county

treasury not otherwise appropriated to reimburse Mrs. Mary K. Martin for medical and other expense in connection with the death of Mary Anna Martin, who died as a result of an automobile accident in a public road in Washington County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. The governing body of Washington County, Alabama is hereby authorized to pay to Mary K. Martin, the mother and administratrix of the estate of Mary Anna Martin, the sum of Seven Hundred and Fifty Dollars (\$750.00) out of the gasoline tax fund, road and bridge fund, or from any other funds in the county treasury not otherwise appropriated, to reimburse her for medical and other expenses expended by her in connection with the death of Mary Anna Martin, who died as a result of injuries received in an automobile accident on a bridge in Washington County, Alabama, which occurred under circumstances that the county is morally and justly obligated to compensate the said Mary K. Martin, but she has no legal recourse to recover damages from the county.

Section 2. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

5-23-4tc.

STATE OF ALABAMA  
WASHINGTON COUNTY

I, Elsie Stallworth, Editor of the Washington County News, a newspaper published at Chatom, Washington County, Alabama do hereby certify that a copy of the Local Bill, Mary A. Martin, as per clipping hereto attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated May 23, 1957, and ending with the issue dated June 13, 1957. I further certify that I have the right and authority to make this affidavit.

ELSIE STALLWORTH.

Sworn to and subscribed before me on this, the 26 day of June, 1957.

EUNICE DEES BOWLING,  
Notary Public.

My Commission expires 4-16-58.

By Mr. Johnson (Tallapoosa):

H. 672. Providing for the filling in of certain abandoned wells; authorizing the State Board of Corrections and the governing bodies of the counties to engage in such work.

Conservation.

By Messrs. Selman and Shumate (with notice and proof):

H. 673. To abolish the City Court of Jasper established by an Act approved March 29th, 1911, and to create and establish in lieu thereof, and in lieu of all justices of the peace and notaries public with powers of justices of the peace, in Precinct One of Walker County, an inferior court to be known as the Court of Common Pleas of Walker County; defining the jurisdiction and powers of said Court and the Judge thereof; providing for officers of said Court and for their compensation.

Local Legislation No. 1.

Notice and Proof H. 673:



STATE OF ALABAMA  
COUNTY OF WALKER

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To abolish the City Court of Jasper established by an act approved March 29th, 1911 and to create and establish in lieu thereof, and in lieu of all justices of the peace and notaries public with powers of justices of the peace, in Precinct One of Walker County, an inferior court to be known as the Court of Common Pleas of Walker County; defining the jurisdiction and powers of said Court and the Judge thereof; providing for officers of said Court and for their compensation.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby created and established for Precinct 1 of Walker County Precinct lying partly within the City of Jasper, a city of more than 8,000 population, an inferior court in lieu of all justices of the peace in said precinct, and in lieu of the inferior court known as the City Court of Jasper, established by an act approved March 29th, 1911. Said inferior court shall be known as the Court of Common Pleas of Walker County. The City Court of Jasper is hereby abolished.

Section 2. The Court of Common Pleas of Walker County and the judge thereof shall have and exercise all the jurisdiction, power, and authority, and shall perform all the duties that are now or may hereafter be conferred by law on justices of the peace in civil and criminal cases, and such preliminary jurisdiction as is now or may be hereafter conferred by law on justices of the peace. The judge of said Court shall have authority to take affidavits and issue warrants in all cases provided by law for justices of peace; the judges of said court may issue warrants returnable to every other court in Walker County, Alabama, having final jurisdiction thereof.

Section 3. Said Court shall have preliminary jurisdiction in all felony cases committed in said county that is now or may be hereafter conferred by law upon justices of the peace.

Section 4. The said Judge, in addition to all authorities provided in this act, shall have also such additional authority and power as may be necessary for the maintenance and exercise of the jurisdiction herein granted and invested in said inferior court, and in his absence or disqualification, the said judge shall appoint, in writing a special judge who shall have full power for and in place of the regular judge.

Section 5-A Officers of the Court. The judge currently serving as judge of the City Court of Jasper shall be the first judge of the Court hereby created, and shall serve as such judge until the expiration of the term for which he was elected judge of the City Court of Jasper and until his successor is elected and qualified. At the general election held in November, 1960, preceding the expiration of the term of office of the first judge of the court, a judge shall be elected by the qualified electors of Precinct One, Walker County, and every four years thereafter, to hold office from the first Monday after the second Tuesday in January thereafter following, and until his successor is elected and qualified. The judge shall have been a resident citizen of Walker County for two years and Precinct Number One for one year next preceding his election, and shall be at least twenty-five years of age.

Section 5-B. The judge of said court, before performing any of the duties of office, shall take the oath of office as prescribed by the Constitution and laws of the State of Alabama for justices of the peace, and enter into bond, with sureties, in the sum of two thousand dollars, which bond shall be approved by the judge of probate of Walker County and which oath and bond shall be filed and recorded in the office of such judge of probate.

Section 5-C. That in case of vacancy caused by death or otherwise in the office of judge of said inferior court, the governor shall appoint his successor to fill out the unexpired term and until his successor shall have been duly elected and qualified.

Section 5-D. The circuit solicitor for the judicial circuit embracing Walker County shall have authority to appear for and represent the State in the court in any case in which the State is interested.

Section 5-E. That the constable of said Precinct Number One and the Sheriff of said county shall be officers of said court, and shall execute and return the processes of said court, and for their services shall receive the compensation now provided by law for like services in a justice of the peace court.

Section 6. That the fees of said judge shall be the same as now or may be hereafter allowed by law in the courts of the justices of the peace in this State.

Section 7. That said inferior court, known as Court of Common Pleas of Walker County, shall be held and the office of the judge shall be kept in the courthouse of Walker County in the City of Jasper, and said court shall be open at all times for the disposition of business of the court, and the judge of said court shall designate on the docket of the court a certain day of each week for holding regular terms of court, and may continue in session until the business of the court is disposed of, provided that the judge of said court may call a special term of said court whenever in his judgment it is deemed best.

Section 8. The governing body of Walker County shall provide a suitable place in the courthouse for the holding of said court, and for the transaction of its business, and furnish all the books, stationery, papers and other materials which may be necessary for the operation and maintenance of the court.

Section 9. The offices of justices of the peace and notaries public with powers of justices of the peace, in said Precinct One Walker County, are hereby abolished. Immediately after the effective date of this enactment the judge of the City Court of Jasper shall deliver his dockets, official papers and records of all kinds, to the judge of the Court of Common Pleas of Walker County, and all causes pending in said court shall be, by such delivery, transferred to the Court hereby established, and subsequent proceedings in said causes shall be had in said Court of Common Pleas as though they had originally been brought in said court; execution or other appropriate process for the collection of judgments rendered before the transfer of the causes may be issued by the court hereby established, and all fees and costs accruing before the transfer shall be paid, on collection, to the parties to whom they were payable but for such transfer.

Section 10. That the practice in the said inferior court shall conform to the practice and rules of procedure of the courts of the justices of peace, except every plaintiff in said cause of action shall file, or cause to be filed, a written complaint of his cause of action.

Section 11. That such office shall be considered a county office within the meaning of the election and other laws of Alabama.

Section 12. If any section or provision of this act shall be declared unconstitutional, it shall not affect or destroy the validity or constitutionality of any other section or provision thereof which is not in and of itself void or unconstitutional.

Section 13. All laws or parts of laws which conflict with this act are repealed.

Section 14. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Alonzo Shumate  
T. K. Selman  
Member House of  
Representatives

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF WALKER

Before me, the undersigned authority in and for said County in said State, this day personally appeared Bill Jones, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Walker County Times, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 6th, June 13th, June 20th, and June 27th, all in the year 1957.

BILL JONES.

Sworn to and subscribed before me June 27, 1957.

LATHAM G. SADLER,  
Notary Public.

By Messrs. Shumate and Selman:

H. 674. Relating to Walker County: To authorize the City of Jasper to convey certain property to Walker College, Incorporated.

Local Legislation No. 1.

#### RESOLUTIONS

The following resolutions were introduced:.

H J. R. 49. By Messrs. Solomon and Mathison:

BE IT RESOLVED by the House of Representatives, the Senate concurring, that

WHEREAS, Eugene E. Haynes, a resident of Henry County, Alabama, departed this life on November 15, 1956; and

WHEREAS, Mr. Haynes has served the State of Alabama in a devoted and capable manner for a number of years in his capacity as a field supervisor for the Department of Examiners of Public Accounts, the position held by him at the time of his death; and

WHEREAS, his friends, associates, and particularly the public officials of the State and counties whom he served so faithfully will sorely miss the advice, counsel and guidance furnished them by Mr. Haynes; and

WHEREAS, the State of Alabama has lost one of its most faithful conscientious, devoted and capable employees;

NOW, THEREFORE, BE IT RESOLVED by the Legislature of Alabama that the Legislature mourns the death of Mr. Haynes and extends to the members of his family its sincere sympathy.

BE IT FURTHER RESOLVED that this resolution be spread upon the Journals of both Houses of the Legislature and that a copy thereof be sent to his surviving widow, Mrs. Ruth S. Haynes, Headland, Alabama.

On motion of Mr. Solomon the rules were suspended and H. J. R. 49 was adopted.

Yeas 69; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kendall	Oakley
Adams (Tallapoosa)	Faulk	Kirkham	Oden
Albee	Franklin	Lackey	Payne
Ashworth	Gilmer	Lee (Lawrence)	Pirkle
Bassett	Hain	Locke (Choctaw)	Ramey
Boyd	Hall	Locke (Perry)	Richardson
Bradford	Haltom	Love	Rodgers
Branyon	Hanby	McClendon (Chambers)	Selman
Broadfoot	Hardy	McKay	Shumate
Brown (Lamar)	Harrison	McLendon (Bullock)	Simon
Callahan	Harvey	McNider	Solomon
Cornett	Hodges	Mathews	Speaks
Cox	Holliman	Mathison	Steagall
Dawkins	Hunt	Merrill	Stembridge
Dement	Johnson (Elmore)	Murphy	Stokes
DeSear	Johnson (Tallapoosa)	Nettles	Summerlin
Dickson	Kelly	Nice	Windle
Edwards (Escambia)			

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Also:

H. J. R. 50. By Messrs. Harrison and Perry:

Whereas Dr. F. Edward Lund is an outstanding educator and has made a highly significant contribution to the cause of education in this State, both as dean at Florence State College, and, since 1952, as president of Alabama College, at Montevallo; and

Whereas Dr. Lund has recently announced that he will resign his position at Alabama College, to become president of Kenyon College, at Gambier, Ohio; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the members of the Legislature regret the loss to higher education in Alabama of Dr. F. Edward Lund, president of Alabama College, at Montevallo; but wish Dr. Lund well in his new position, and hope that he may again return to our State.

Be it further resolved, that the Clerk of the House transmit a copy of this resolution to Dr. Lund, at Montevallo.

On motion of Mr. Harrison the rules were suspended and H. J. R. 50 was adopted.

Yeas 62; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kelly	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Killough	Oden
Adams (Tallapoosa)	Ferrell	Kirkham	Payne
Albea	Franklin	Lackey	Perry
Ashworth	Gilchrist	Lee (Barbour)	Ramey
Bassett	Gilmer	Lee (Lawrence)	Rodgers
Boyd	Grouby	McKay	Simon
Bradford	Hain	McNider	Solomon
Branyon	Haltom	Martin	Speaks
Brewer	Hardy	Mathison	Steagall
Broadfoot	Harrison	Merrill	Stembridge
Brown (Lamar)	Hawkins	Money	Taylor
Brown (Lee)	Hodges	Murphy	Thomas
Callahan	Holliman	Nettles	Vacca
deGraffenried	Hunt	Nolen	Windle
Dickson	Kaul		

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Also:

H. J. R. 51. By Messrs. Adams (Tallapoosa) and Johnson Tallapoosa):

BE IT RESOLVED by the House of Representatives, the Senate concurring, that

WHEREAS, James T. Leach, a resident of Tallapoosa County, Alabama, departed this life on June 17, 1957; and

WHEREAS, Mr. Leach has served the State of Alabama in a devoted and capable manner for a number of years in his capacity as a field supervisor for the Department of Examiners of Public Accounts, the position held by him at the time of his death; and

WHEREAS, his friends, associates, and particularly the public officials of the State and counties whom he served so faithfully will sorely miss the advice, counsel and guidance furnished them by Mr. Leach; and

WHEREAS, the State of Alabama has lost one of its most faithful, conscientious, devoted and capable employees;

NOW, THEREFORE, BE IT RESOLVED by the Legislature of Alabama that the Legislature mourns the death of Mr. Leach and extends to the members of his family its sincere sympathy;

BE IT FURTHER RESOLVED that this resolution be spread upon the Journals of both Houses of the Legislature and that a copy thereof be sent to his surviving widow, Mrs. Mary Leach, Dadeville, Alabama.

On motion of Mr. Adams (Tallapoosa) the rules were suspended and H. J. R. 51 was adopted.

Yeas 55; Nays 0.

Yeas:

Mr. Speaker	Brooks	Gist	Holliman
Adams (Jefferson)	Brown (Lamar)	Grouby	Hunt
Adams (Tallapoosa)	Cornett	Hain	Johnson (Elmore)
Albea	deGraffenried	Haltom	Johnson (Tallapoosa)
Bassett	Dement	Hanby	Kelly
Boyd	Dickson	Harrison	Kendall
Bradford	Edwards (Escambia)	Harvey	Killough
Branyon	Edwards (Jefferson)	Hawkins	Lackey
Brassell	Gilmer	Hodges	Lee (Barbour)

Lee (Lawrence)	Murphy	Ramey	Steagall
McNider	Nolen	Reynolds	Thomas
Martin	Oden	Richardson	Vacca
Mathison	Perry	Solomon	Windle
Merrill	Pirkle	Speaks	

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## MOTION TO ADJOURN LOST

The motion of Mr. Brown (Lamar) that the House adjourn until Tuesday, July 2, 1957, at ten o'clock A.M. was lost.

Yeas 19; Nays 52.

## Yeas:

Messrs.:	Brown (Lamar)	Lackey	Selman
Bassett	Callahan	Oakley	Shumate
Boyd	Dement	Oden	Solomon
Branyon	Holliman	Pirkle	Tyson
Brassell	Kelly	Richardson	Windle

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## Nays:

Mr. Speaker	Gilchrist	Kaul	Nettles
Adams (Jefferson)	Gilmer	Kendall	Nice
Adams (Tallapoosa)	Gist	Killough	Nolen
Albea	Goodwyn	Kirkham	Payne
Ashworth	Grouby	Lee (Barbour)	Perry
Bradford	Hain	Lee (Lawrence)	Ramey
Brewer	Hall	Locke (Perry)	Reynolds
deGraffenried	Haltom	McKay	Rodgers
DeSear	Hardy	McLendon (Bullock)	Simon
Dickson	Hawkins	McNider	Speaks
Edwards (Escambia)	Hodges	Martin	Steagall
Edwards (Jefferson)	Hunt	Merrill	Thomas
Franklin	Johnson (Tallapoosa)	Murphy	Vacca

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## NOTICE IN WRITING PURSUANT TO RULE 42

Mr. Adams (Jefferson) offered the following Notice in Writing:

Notice is hereby given, as required by Rule 42, that on the next legislative day I will move that the standing Committee on Rules be directed to act on the bill, H. B. 349, and report the same to the House at its next sitting.

NOTICE IN WRITING PURSUANT TO RULE 42  
BY MR. ADAMS (JEFFERSON)

Received, read and filed.

## NOTICE IN WRITING PURSUANT TO RULE 42

Mr. Adams (Jefferson) offered the following Notice in Writing:

Notice is hereby given, as required by Rule 42, that on the next legislative day I will move that the standing Committee on Rules be directed to act on the bill, H. B. 511, and report the same to the House at its next sitting.

NOTICE IN WRITING PURSUANT TO RULE 42  
BY MR. ADAMS (JEFFERSON)

Received, read and filed.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has non-concurred in the following House Joint Resolution:

H. J. R. 46. Relative to adjournment of the two Houses to meet again Tuesday, July 2 and to meet again Tuesday, July 9, without pay for the period July 3 to July 9.

And requests committee on conference.

The President and Presiding Officer of the Senate appointed as conferees on part of the Senate Messrs. Lamberth, Boutwell, and Robison.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Dawkins, the House acceded to the request of The Senate for a Committee of Conference on the disagreement of the two Houses on the resolution, H. J. R. 46.

Yeas 76; Nays 2.

Yeas:

Mr. Speaker	Gilchrist	Kendall	Payne
Adams (Jefferson)	Gilmer	Killough	Perry
Adams (Tallapoosa)	Goodwyn	Kirkham	Ramey
Albea	Grouby	Lackey	Reynolds
Ashworth	Hain	Lee (Barbour)	Richardson
Boyd	Hall	Lee (Lawrence)	Roberts
Bradford	Haltom	Locke (Choctaw)	Rodgers
Brassell	Hanby	Locke (Perry)	Selman
Brewer	Hardy	McKay	Shumate
Brown (Lee)	Harrison	McLendon (Bullock)	Simon
Cornett	Harvey	McNider	Solomon
Cox	Hawkins	Martin	Speaks
deGraffenried	Hodges	Mathison	Steagall
Dement	Holliman	Merrill	Stembridge
DeSear	Hunt	Money	Stokes
Dickson	Johnson (Elmore)	Murphy	Taylor
Edwards (Escambia)	Johnson (Tallapoosa)	Nettles	Thomas
Edwards (Jefferson)	Kaul	Nolen	Vacca
Faulk	Kelly	Oden	Windle

—76

Nays: Messrs. Nice and Pirkle.

—2

And the Speaker named as a Committee of Conference on the part of the House Messrs. Nettles, Martin and Hawkins.

## MOTION TO ADJOURN LOST

The motion of Mr. Tyson that the House adjourn until Tuesday, July 2, 1957, at twelve o'clock, noon, was lost.

Yeas 19; Nays 47.

Yeas:

Messrs.:	Brown (Lamar)	Killough	Pirkle
Boyd	Edwards (Escambia)	Lackey	Reynolds
Bradford	Franklin	Lee (Barbour)	Stokes
Branyon	Johnson (Tallapoosa)	McNider	Taylor
Broadfoot	Kelly	Mathews	Tyson

—19

*Nays:*

Mr. Speaker	DeSear	Hunt	Payne
Adams (Jefferson)	Faulk	Johnson (Elmore)	Perry
Albea	Gilmer	Kaul	Ramey
Ashworth	Grouby	Kirkham	Rodgers
Brassell	Hain	Lee (Lawrence)	Shumate
Brewer	Hall	Locke (Perry)	Simon
Brooks	Haltom	Love	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Cornett	Harrison	Mathison	Stembridge
Davis	Harvey	Merrill	Thomas
deGraffenried	Hodges	Murphy	Vacca
Dement	Holliman	Nolen	

—47

## BILLS ON THIRD READING

## H. 208 INDEFINITELY POSTPONED

On motion of Mr. Steagall, the bill, H. 208, was indefinitely postponed.

Yeas 82; Nays 0.

*Yeas:*

Mr. Speaker	Dickson	Kaul	Nolen
Adams (Jefferson)	Edwards (Escambia)	Kelly	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Kendall	Payne
Albea	Faulk	Killough	Perry
Ashworth	Ferrell	Kirkham	Pirkle
Boyd	Franklin	Lackey	Ramey
Bradford	Gilchrist	Law	Reynolds
Branyon	Gilmer	Lee (Barbour)	Rodgers
Brassell	Gist	Lee (Lawrence)	Selman
Brewer	Grouby	Locke (Choctaw)	Shumate
Broadfoot	Hall	Locke (Perry)	Simon
Brooks	Haltom	Love	Speaks
Brown (Lamar)	Hanby	McKay	Steagall
Brown (Lee)	Hardy	McNider	Stembridge
Cornett	Harrison	Mathews	Stokes
Cox	Harvey	Mathison	Summerlin
Davis	Hodges	Merrill	Taylor
Dawkins	Holliman	Murphy	Thomas
deGraffenried	Hunt	Nettles	Vacca
Dement	Johnson (Elmore)	Nice	Windle
DeSear	Johnson (Tallapoosa)		

—82

## H. 233 POSTPONED

On motion of Mr. Goodwyn, consideration of the bill, H. 233, was postponed until the next legislative day.

Yeas 80; Nays 0.

*Yeas:*

Mr. Speaker	Brewer	Davis	Ferrell
Adams (Tallapoosa)	Broadfoot	deGraffenried	Franklin
Albea	Brooks	Dement	Gilchrist
Ashworth	Brown (Lamar)	DeSear	Gilmer
Boyd	Brown (Lee)	Dickson	Gist
Bradford	Callahan	Edwards (Escambia)	Grouby
Branyon	Cornett	Edwards (Jefferson)	Hain
Brassell	Cox	Faulk	Hall



Haltom	Killough	Murphy	Shumate
Hanby	Kirkham	Nettles	Simon
Hardy	Lackey	Nice	Speaks
Harrison	Lee (Lawrence)	Nolen	Steagall
Harvey	Locke (Choctaw)	Oakley	Stembridge
Hodges	Locke (Perry)	Payne	Stokes
Holliman	Love	Perry	Summerlin
Johnson (Elmore)	McKay	Pirkle	Taylor
Johnson (Tallapoosa)	McNider	Ramey	Thomas
Kaul	Mathews	Reynolds	Tyson
Kelly	Mathison	Rodgers	Vacca
Kendall	Merrill	Selman	Windle

—80

And the bill:

H. 246. Relating to elections; authorizing, directing and requiring the regular grand jury required by law to be empaneled in each county in the State to investigate and examine certain ballot boxes and voting machines used at each election for the purpose of comparing the number of ballots in the ballot boxes and the number of votes recorded on the counting mechanism of the voting machines, including irregular and challenged ballots, with the number of votes recorded on the statements of canvass and declaration or certificates of result which are required by law to be made by persons conducting an election; and regulating such investigation and examination.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 75; Nays 14.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kaul	Perry
Adams (Jefferson)	Edwards (Jefferson)	Kelly	Pirkle
Adams (Tallapoosa)	Ferrell	Kendall	Ramey
Albea	Gilchrist	Killough	Reynolds
Ashworth	Gilmer	Kirkham	Richardson
Bassett	Goodwyn	Lackey	Roberts
Boyd	Grouby	Law	Rodgers
Brassell	Hain	Lee (Lawrence)	Selman
Brewer	Haltom	Love	Shumate
Broadfoot	Hanby	McClendon (Chambers)	Simon
Brooks	Hardy	McKay	Speaks
Brown (Lee)	Harrison	Martin	Steagall
Callahan	Harvey	Merrill	Stembridge
Cornett	Hawkins	Murphy	Summerlin
Davis	Hodges	Nettles	Taylor
Dawkins	Holliman	Nice	Tyson
deGraffenried	Hunt	Nolen	Vacca
Dement	Johnson (Elmore)	Oakley	Windle
Dickson	Johnson (Tallapoosa)	Oden	

—75

Nays:

Messrs.:	DeSear	Lee (Barbour)	Mathews
Branyon	Faulk	Locke (Choctaw)	Money
Brown (Lamar)	Franklin	Locke (Perry)	Payne
Cox	Hall	McLendon (Bullock)	

—14

And the bill:

H. 136. To amend Section 1 of Act No. 248, H. 87, approved August 16, 1955 (Acts of Alabama, 1955, Vol. 1, p. 586), which levies an addi-

tional privilege license tax upon any person, firm, or corporation who engages in the business of renting rooms, lodgings, or accommodations to transients, by exempting from the tax any rooms, lodgings or accommodations supplied for a period of thirty or more continuous days.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kaul	Oden
Adams (Jefferson)	Faulk	Kelly	Payne
Adams (Tallapoosa)	Ferrell	Kendall	Perry
Albea	Franklin	Kirkham	Pirkle
Ashworth	Gilchrist	Lackey	Ramey
Bassett	Gilmer	Law	Reynolds
Boyd	Goodwyn	Lee (Barbour)	Richardson
Brassell	Grouby	Lee (Lawrence)	Roberts
Brewer	Hain	Locke (Choctaw)	Selman
Broadfoot	Hall	Locke (Perry)	Shumate
Brooks	Haltom	McClendon (Chambers)	Simon
Brown (Lamar)	Hanby	McKay	Speaks
Brown (Lee)	Hardy	McLendon (Bullock)	Steagall
Cornett	Harrison	Martin	Stembridge
Cox	Harvey	Mathews	Stokes
Davis	Hawkins	Mathison	Summerlin
Dawkins	Hodges	Merrill	Thomas
deGraffenried	Houman	Money	Tyson
Dement	Hunt	Murphy	Vacca
DeSear	Johnson (Elmore)	Nice	Windle
Dickson	Johnson (Tallapoosa)	Nolen	Wood
Edwards (Escambia)			

—85

And the bill:

H. 81. To provide that all motor vehicle license tags or plates shall be reflectorized and to make an additional appropriation to the Department of Revenue for such tags or plates for motor trucks and trailers for use during the fiscal year, beginning October 1, 1957.

Was taken up.

Messrs. Adams (Tallapoosa) and Johnson (Tallapoosa) offered the following amendment to the bill, H. 81:

#### AMENDMENT TO H. B. 81

Amend H. B. 81 by striking out its caption and inserting the following in lieu thereof:

"To regulate further the issuance of motor vehicle license tags or plates; to provide for the issuance of such tags or plates for two-year periods; to provide that such tags or plates shall be reflectorized; to make an additional appropriation to the department of revenue for such tags and plates for motor trucks and trailers for use during the fiscal year beginning October 1, 1957; and to repeal conflicting laws."

Also, amend H. B. 81 by striking out the words and punctuation "and each year thereafter," in the first sentence of Section 1, and inserting the following in lieu thereof:

"and every two years thereafter, as hereinafter provided in this Act,"

Also, amend H. B. 81 by adding thereto after Section 3 the following:

"Section 4. The license tags or plates issued upon the registration of a motor vehicle or other vehicle during the tax year beginning October 1, 1958, and every two years thereafter, shall remain on the vehicle during the remainder of that tax year and the next tax year, but the owner of such vehicle shall be required to register the vehicle and pay the license tax or registration fee each year, as prescribed by law. When a motor vehicle or other vehicle is registered during the tax year beginning October 1, 1959, and every two years thereafter, no license tags or plates shall be issued, and the judge of probate or license commissioner shall issue to the owner or registrant of the vehicle a stamp or sticker or other device, of such form and design as the commissioner of revenue may, with the approval of the director of public safety prescribe and provide, as evidence of the due registration of such vehicle; and the owner or operator of the vehicle shall immediately thereafter affix such stamp or sticker or other device to the vehicle in such manner as the director of public safety may direct.

"Section 5. All laws or parts of laws in conflict with the provisions of this Act are repealed."

Also, amend H. B. 81 by changing the designation of the last section of the bill from Section 4 to Section 6.

And the amendment was adopted.

Yeas 82; Nays 2.

Yeas:

Mr. Speaker	Faulk	Kendall	Oakley
Adams (Jefferson)	Franklin	Killough	Oden
Adams (Tallapoosa)	Gilchrist	Kirkham	Payne
Albea	Gilmer	Lackey	Perry
Ashworth	Goodwyn	Lee (Barbour)	Ramey
Bassett	Grouby	Lee (Lawrence)	Reynolds
Boyd	Hain	Locke (Choctaw)	Richardson
Branyon	Hall	Locke (Perry)	Roberts
Brewer	Haltom	Love	Selman
Broadfoot	Hanby	McClendon (Chambers)	Simon
Brooks	Hardy	McKay	Speaks
Brown (Lamar)	Hare	McLendon (Bullock)	Steagall
Brown (Lee)	Harrison	Martin	Stembridge
Cornett	Harvey	Mathison	Summerlin
Cox	Hawkins	Merrill	Taylor
Dawkins	Hodges	Money	Thomas
deGraffenried	Holliman	Murphy	Tyson
Dement	Hunt	Netties	Vacca
DeSear	Johnson (Elmore)	Nice	Windle
Dickson	Kaul	Nolen	Wood
Edwards (Jefferson)	Kelly		

—82

Nays: Messrs. Davis and Shumate.

—2

And said bill, H. 81, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 72; Nays 10.

Yeas:

Mr. Speaker	Bassett	Brooks	deGraffenried
Adams (Jefferson)	Boyd	Brown (Lee)	Dement
Adams (Tallapoosa)	Branyon	Callahan	DeSear
Albea	Brassell	Cornett	Dickson
Ashworth	Brewer	Cox	Edwards (Escambia)

Edwards (Jefferson)	Kaul	Martin	Selman
Ferrell	Kelly	Mathison	Shumate
Franklin	Kendall	Merrill	Simon
Gilchrist	Killough	Money	Speaks
Haltom	Lackey	Murphy	Steagall
Hanby	Lee (Barbour)	Nettles	Stembridge
Harrison	Lee (Lawrence)	Nice	Summerlin
Harvey	Locke (Choctaw)	Nolen	Taylor
Hodges	Locke (Perry)	Oden	Thomas
Holliman	Love	Payne	Tyson
Hunt	McClendon (Chambers)	Perry	Vacca
Johnson (Elmore)	McKay	Reynolds	Windle
Johnson (Tallapoosa)	McLendon (Bullock)	Roberts	Wood

—72

*Nays:*

Messrs.:	Goodwyn	Hall	Kirkham
Brown (Lamar)	Grouby	Hardy	Rodgers
Davis	Hain	Hawkins	

—10

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Harrison to suspend the rules in order to take up for immediate consideration the third reading of uncontested local bills, was adopted.

Yeas 90; Nays 0.

*Yeas:*

Mr. Speaker	Edwards (Jefferson)	Kaul	Oden
Adams (Jefferson)	Faulk	Kelly	Payne
Adams (Tallapoosa)	Ferrell	Killough	Perry
Albea	Franklin	Kirkham	Pirkle
Ashworth	Gilchrist	Lackey	Ramey
Bassett	Gilmer	Lee (Barbour)	Reynolds
Boyd	Gist	Lee (Lawrence)	Richardson
Branyon	Goodwyn	Locke (Choctaw)	Roberts
Brassell	Grouby	Locke (Perry)	Rodgers
Brewer	Hain	Love	Shumate
Broadfoot	Hall	McClendon (Chambers)	Simon
Brown (Lamar)	Haltom	McKay	Speaks
Brown (Lee)	Hanby	McLendon (Bullock)	Steagall
Callahan	Hardy	Martin	Stembridge
Cornett	Hare	Mathison	Stokes
Cox	Harrison	Merrill	Summerlin
Davis	Harvey	Money	Taylor
Dawkins	Hawkins	Murphy	Thomas
deGraffenried	Hodges	Nettles	Tyson
Dement	Holliman	Nice	Vacca
DeSear	Hunt	Nolen	Windle
Dickson	Johnson (Elmore)	Oakley	Wood
Edwards (Escambia)	Johnson (Tallapoosa)		

—90

And the bill:

H. 523. Proposing an amendment to the Constitution relating to the power of municipal corporations in Walker County, Alabama to levy or impose license taxes.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Hunt	Payne
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Elmore)	Ramey
Albea	Faulk	Kelly	Reynolds
Ashworth	Ferrell	Kendall	Richardson
Bassett	Franklin	Killough	Rodgers
Boyd	Gilmer	Kirkham	Selman
Branyon	Gist	Lackey	Shumate
Brassell	Goodwyn	Lee (Barbour)	Simon
Broadfoot	Grouby	Lee (Lawrence)	Speaks
Brooks	Hain	Locke (Choctaw)	Steagall
Brown (Lamar)	Hall	Locke (Perry)	Stembridge
Brown (Lee)	Haltom	Love	Stokes
Callahan	Hanby	McClendon (Chambers)	Summerlin
Cox	Hardy	McKay	Taylor
Davis	Hare	McLendon (Bullock)	Thomas
Dawkins	Harrison	Merrill	Tyson
deGraffenried	Harvey	Money	Vacca
Dement	Hodges	Murphy	Windle
DeSear	Holliman	Nolen	Wood
Dickson			

—77

And the bill:

H. 560. Relating to Bullock County: To authorize and empower the county board of education of Bullock County to remove or terminate the contract of employment of any teacher in the public school system at any time such action is deemed necessary to promote the best interest of the schools under its jurisdiction; repealing conflicting laws.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 82; Nays 1.

Mr. Speaker	Faulk	Kelly	Oakley
Adams (Jefferson)	Ferrell	Kendall	Oden
Adams (Tallapoosa)	Franklin	Killough	Payne
Albea	Gilchrist	Kirkham	Perry
Ashworth	Gilmer	Lackey	Pirkle
Bassett	Gist	Lee (Barbour)	Ramey
Boyd	Goodwyn	Lee (Lawrence)	Reynolds
Branyon	Grouby	Locke (Choctaw)	Richardson
Brassell	Hain	Locke (Perry)	Rodgers
Brewer	Hall	Love	Speaks
Brooks	Hanby	McClendon (Chambers)	Steagall
Brown (Lamar)	Hardy	McKay	Stembridge
Brown (Lee)	Hare	McLendon (Bullock)	Stokes
Cornett	Harrison	Martin	Summerlin
Cox	Harvey	Mathews	Taylor
Davis	Hawkins	Merrill	Thomas
deGraffenried	Hodges	Money	Tyson
Dement	Holliman	Murphy	Vacca
Dickson	Hunt	Nettles	Windle
Edwards (Escambia)	Johnson (Elmore)	Nolen	Wood
Edwards (Jefferson)	Johnson (Tallapoosa)		

—82

Nay: Mr. Nice.

—1

And the bill:

H. 567. Relating to the municipality of Enterprise in Coffee County: To alter, rearrange, and extend the boundaries and corporate limits of

the municipality of Enterprise, exempting annexed farm land and appurtenances from municipal ad valorem taxation so long as the same is used for farm purposes.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Elmore)	Nolen
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Tallapoosa)	Oakley
Adams (Tallapoosa)	Ferrell	Kelly	Payne
Albea	Franklin	Kendall	Perry
Ashworth	Gilchrist	Killough	Pirkle
Bassett	Gilmer	Kirkham	Ramey
Boyd	Gist	Lackey	Reynolds
Branyon	Goodwyn	Lee (Barbour)	Richardson
Brassell	Grouby	Lee (Lawrence)	Rodgers
Brewer	Hain	Locke (Choctaw)	Shumate
Broadfoot	Hall	Locke (Perry)	Speaks
Brooks	Haltom	Love	Steagall
Brown (Lamar)	Hanby	McClendon (Chambers)	Stembridge
Brown (Lee)	Hardy	McKay	Stokes
Cornett	Hare	McLendon (Bullock)	Summerlin
Cox	Harrison	Mathews	Taylor
Davis	Harvey	Merrill	Thomas
Dawkins	Hawkins	Money	Vacca
deGraffenried	Hodges	Murphy	Wandle
Dement	Holliman	Nettles	Wood
Dickson	Hunt	Nice	

—83

And the bill:

H. 572. Relating to Etowah County; to require employers of more than one hundred persons on an hourly wage basis to pay his employees their wages not later than on Friday of each week; prescribing penalties.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 75; Nays 1.

Yeas:

Mr. Speaker	Dickson	Johnson (Tallapoosa)	Nolen
Adams (Tallapoosa)	Edwards (Escambia)	Kelly	Oakley
Albea	Ferrell	Kendall	Oden
Ashworth	Franklin	Killough	Payne
Bassett	Gilchrist	Kirkham	Perry
Boyd	Gilmer	Lackey	Pirkle
Branyon	Gist	Lee (Barbour)	Ramey
Brassell	Goodwyn	Lee (Lawrence)	Reynolds
Brewer	Grouby	Locke (Choctaw)	Speaks
Broadfoot	Hain	Locke (Perry)	Steagall
Brooks	Hall	Love	Stembridge
Brown (Lamar)	Hanby	McClendon (Chambers)	Stokes
Brown (Lee)	Hardy	McKay	Summerlin
Cornett	Harrison	McLendon (Bullock)	Taylor
Cox	Hawkins	Mathews	Thomas
Davis	Hodges	Merrill	Tyson
deGraffenried	Holliman	Money	Vacca
Dement	Hunt	Murphy	Wood
DeSear	Johnson (Elmore)	Nettles	

—75

Nay: Mr. Richardson

—1

### H. 573 POSTPONED

On motion of Mr. Richardson, consideration of the bill, H. 573, was postponed until the next legislative day.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kelly	Nolen
Adams (Jefferson)	Edwards (Jefferson)	Kendall	Oakley
Adams (Tallahpoosa)	Faulk	Killough	Oden
Albea	Ferrell	Kirkham	Payne
Ashworth	Franklin	Lackey	Pirkle
Bassett	Gilmer	Lee (Barbour)	Ramey
Boyd	Gist	Lee (Lawrence)	Reynolds
Branyon	Goodwyn	Locke (Choctaw)	Richardson
Brassell	Grouby	Locke (Perry)	Rodgers
Brewer	Hall	Love	Shumate
Brooks	Haltom	McClendon (Chambers)	Speaks
Brown (Lamar)	Hanby	McKay	Steagall
Brown (Lee)	Hardy	McLendon (Bullock)	Stembridge
Cornett	Harrison	Mathews	Stokes
Cox	Harvey	Mathison	Summerlin
Davis	Hodges	Merrill	Taylor
Dawkins	Holliman	Money	Thomas
deGraffenried	Hunt	Murphy	Vacca
Dement	Johnson (Elmore)	Nettles	Windle
Dickson	Johnson (Tallahpoosa)	Nice	Wood

—80

### REPORT OF COMMITTEE OF CONFERENCE RELATIVE TO H. J. R. 46

We, the Committee of Conference appointed to reconcile the differences between the two Houses concerning H. J. R. 46, have met, considered the matter, and beg leave to report the following:

We recommend that the House recede from its position and that the following resolution be agreed to:

BE IT RESOLVED BY THE HOUSE, THE SENATE CONCURRING, That when the two Houses adjourn on Friday, June 28, they adjourn to meet again on Friday, July 12; and

Resolved further, that the recess shall be taken without pay. All employees of the Legislature shall be laid off without pay during such recess, except the following: The Secretary of the Senate, Assistant Secretary of the Senate, Second Assistant Secretary of the Senate, Chief Clerk of the Senate, Doorkeeper and Assistant Doorkeeper, Reading Clerk of the Senate, Enrolling Clerk of the Senate and 25 other Senate clerks, to be selected by the Secretary; also, the Clerk of the House, the three Assistant Clerks of the House, the Enrolling-Engrossing Clerk, the Chief Clerk, Reading Clerk, Doorkeeper and Assistant Doorkeeper and 25 other clerks of the House to be selected by the Clerk of the House. Said clerks for the Secretary of the Senate and of the Clerk of the House shall be paid the same per diem as they are now paid.

Broughton Lamberth,  
Albert Boutwell,  
Vaughn Hill Robison,  
On the part of the Senate.

George C. Hawkins,  
Sam C. Nettles, Jr.,  
W. L. Martin,  
On the part of the House.

## CONFERENCE COMMITTEE REPORT LOST

The motion of Mr. Martin that the House adopt the Report of the Committee of Conference on the disagreement of the two Houses on the resolution, H. J. R. 46, said report being set out in the above and foregoing Report of the Committee of Conference, was lost.

Yeas 28; Nays 59.

## Yeas:

Mr. Speaker	Edwards (Jefferson)	Kaul	Money
Brewer	Franklin	Lackey	Nettles
Brown (Lee)	Grouby	Lee (Lawrence)	Oden
Davis	Hanby	Locke (Choctaw)	Perry
Dawkins	Harrison	Locke (Perry)	Reynolds
Dement	Hawkins	McClendon (Chambers)	Roberts
DeSear	Hunt	Martin	Vacca

—28

## Nays:

Messrs.:	Dickson	Kelly	Pirkle
Adams (Jefferson)	Edwards (Escambia)	Kendall	Ramey
Albea	Ferrell	Killough	Richardson
Ashworth	Gilchrist	Kirkham	Rodgers
Bassett	Gilmer	Lee (Barbour)	Selman
Boyd	Gist	Love	Shumate
Branyon	Goodwyn	McKay	Speaks
Brassell	Hain	McClendon (Bullock)	Steagall
Broadfoot	Hall	Mathison	Stembridge
Brooks	Haltom	Merrill	Stokes
Brown (Lamar)	Hardy	Murphy	Summerlin
Callahan	Harvey	Nice	Taylor
Cornett	Hodges	Nolen	Thomas
Cox	Holliman	Oakley	Tyson
deGraffenried	Johnson (Tallapoosa)	Payne	Windle

—59

And the motion of Mr. Dawkins, that the House non-concur in the Report of the Committee of Conference on the disagreement of the two Houses on the resolution, H. J. R. 46, and that the conferees be discharged and the Chair name a new Committee of Conference, was adopted.

Yeas 79; Nays 11.

## Yeas:

Mr. Speaker	Davis	Haltom	Law
Adams (Jefferson)	Dawkins	Hardy	Lee (Barbour)
Adams (Tallapoosa)	deGraffenried	Hare	Lee (Lawrence)
Albea	Dement	Harrison	Locke (Perry)
Ashworth	DeSear	Harvey	Love
Bassett	Dickson	Hawkins	McClendon (Chambers)
Boyd	Edwards (Escambia)	Hodges	McKay
Branyon	Faulk	Holliman	McClendon (Bullock)
Brassell	Ferrell	Hunt	Mathews
Broadfoot	Gilchrist	Johnson (Tallapoosa)	Mathison
Brooks	Gilmer	Kelly	Merrill
Brown (Lamar)	Gist	Kendall	Money
Brown (Lee)	Goodwyn	Killough	Murphy
Callahan	Hain	Kirkham	Nice
Cornett	Hall	Lackey	Nolen



Oakley	Richardson	Steagall	Thomas	
Payne	Rodgers	Stembridge	Tyson	
Pirkle	Selman	Stokes	Vacca	
Ramey	Shumate	Summerlin	Windle	
Reynolds	Speaks	Taylor		—79

*Nays:*

Messrs.:	Grouby	Locke (Choctaw)	Oden	
Brewer	Hanby	Martin	Perry	
Franklin	Kaul	Nettles	Roberts	—11

And the Speaker named as a Committee of Conference on the part of the House Messrs. Ferrell, Holliman and Edwards (Escambia).

### MOTION TO ADJOURN LOST

The motion of Mr. Branyon that the House adjourn until Tuesday, July 2, 1957, at twelve o'clock, noon, was lost.

Yeas 33; Nays 55.

*Yeas:*

Mr. Speaker	Johnson (Elmore)	Nice	Simon	
Albea	Johnson (Tallapoosa)	Oakley	Stembridge	
Branyon	Kelly	Oden	Stokes	
Brown (Lamar)	Killough	Pirkle	Summerlin	
Callahan	Lackey	Ramey	Taylor	
Dement	Lee (Lawrence)	Richardson	Tyson	
Edwards (Jefferson)	Mathison	Selman	Vacca	
Ferrell	Money	Shumate	Windle	
Harvey				—33

*Nays:*

Messrs.:	DeSear	Hare	McClendon (Chambers)
Adams (Jefferson)	Edwards (Escambia)	Harrison	McKay
Adams (Tallapoosa)	Faulk	Hawkins	McLendon (Bullock)
Ashworth	Franklin	Hodges	Martin
Bassett	Gilchrist	Holliman	Merrill
Boyd	Gilmer	Hunt	Murphy
Brewer	Gist	Kaul	Nettles
Broadfoot	Goodwyn	Kendall	Payne
Brown (Lee)	Grouby	Kirkham	Perry
Cornett	Hain	Law	Roberts
Cox	Hall	Lee (Barbour)	Rodgers
Davis	Haltom	Locke (Choctaw)	Speaks
Dawkins	Hanby	Locke (Perry)	Steagall
deGraffenried	Hardy	Love	Thomas

—55

### BILLS ON THIRD READING RESUMED

H. 575. Relating to Geneva County; authorizing and requiring the court of county commissioners, board of revenue or like governing body of said county to provide clerk-hire allowances for certain county officers.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 70; Nays 0.

Yeas:

Mr. Speaker	Franklin	Killough	Nettles
Albea	Gilchrist	Kirkham	Oakley
Bassett	Gist	Lackey	Payne
Boyd	Goodwyn	Lee (Barbour)	Ramey
Branyon	Grouby	Lee (Lawrence)	Reynolds
Brassell	Hall	Locke (Choctaw)	Richardson
Brewer	Haltom	Locke (Perry)	Rodgers
Brooks	Hanby	Love	Selman
Brown (Lamar)	Hare	McClendon (Chambers)	Simon
Brown (Lee)	Harrison	McKay	Speaks
Cornett	Harvey	McLendon (Bullock)	Steagall
Cox	Hawkins	Martin	Stembridge
Dawkins	Hodges	Mathews	Stokes
Dement	Hunt	Mathison	Thomas
DeSear	Johnson (Elmore)	Merrill	Tyson
Dickson	Johnson (Tallapoosa)	Money	Vacca
Edwards (Jefferson)	Kelly	Murphy	Wood
Faulk	Kendall		

—70

### RESOLUTION

The following resolution was introduced:

H. J. R. 52. By Mr. Dawkins:

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, That when the two Houses adjourn on Wednesday, July 3, they adjourn to meet again on Tuesday, July 9; and

Resolved further, that the recess shall be taken without pay. All employees of the Legislature shall be laid off without pay during such recess, except the following: The Secretary of the Senate, Assistant Secretary of the Senate, Second Assistant Secretary of the Senate, Chief Clerk of the Senate, Reading Clerk of the Senate, Enrolling Clerk of the Senate and 25 other Senate clerks, to be selected by the Secretary; also, the Clerk of the House, the three Assistant Clerks of the House, the Enrolling-Engrossing Clerk, the Chief Clerk, Reading Clerk and 25 other clerks of the House to be selected by the Clerk of the House.

The motion of Mr. Dawkins to suspend the rules in order to bring up for immediate consideration the above and foregoing H. J. R. 52 was lost.

Yeas 35; Nays 45.

Yeas:

Mr. Speaker	Dement	Harrison	McLendon (Bullock)
Albea	DeSear	Hawkins	Martin
Ashworth	Dickson	Hunt	Money
Boyd	Edwards (Jefferson)	Kendall	Oakley
Brewer	Faulk	Lackey	Payne
Brooks	Grouby	Lee (Lawrence)	Perry
Brown (Lee)	Hain	Locke (Choctaw)	Simon
Cox	Hall	Locke (Perry)	Vacca
Davis	Hanby	McClendon (Chambers)	

—35

Nays:

Messrs.:	Broadfoot	Gilchrist	Hardy
Adams (Jefferson)	Brown (Lamar)	Gilmer	Hare
Branyon	Callahan	Gist	Harvey
Brassell	Cornett	Haltom	Hodges

Holliman	McKay	Ramey	Steagall
Johnson (Tallapoosa)	Mathison	Reynolds	Stembridge
Kelly	Merrill	Richardson	Stokes
Killough	Murphy	Rodgers	Summerlin
Kirkham	Nettles	Selman	Taylor
Law	Nice	Shumate	Thomas
Lee (Barbour)	Oden	Speaks	Tyson
Love	Pirkle		

—45

And said resolution H. J. R. 52 was read and referred to the Standing Committee on Rules.

## BILLS ON THIRD READING RESUMED

H. 576. To fix the compensation of certain officers of Houston County; repealing conflicting laws.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Faulk	Kelly	Oakley
Adams (Jefferson)	Franklin	Killough	Oden
Adams (Tallapoosa)	Gilchrist	Kirkham	Payne
Albea	Gilmer	Lackey	Perry
Bassett	Gist	Lee (Barbour)	Pirkle
Boyd	Grouby	Lee (Lawrence)	Ramey
Branyon	Hain	Locke (Choctaw)	Reynolds
Brassell	Hall	Locke (Perry)	Richardson
Brewer	Haltom	McClendon (Chambers)	Roberts
Broadfoot	Hanby	McKay	Rodgers
Brooks	Hardy	McLendon (Bullock)	Speaks
Brown (Lamar)	Hare	Martin	Steagall
Brown (Lee)	Harrison	Mathews	Stembridge
Cornett	Harvey	Mathison	Taylor
Cox	Hawkins	Merrill	Thomas
Dawkins	Hodges	Money	Tyson
Dement	Holliman	Murphy	Vacca
DeSear	Hunt	Nettles	Windle
Dickson	Johnson (Elmore)	Nolen	Wood
Edwards (Jefferson)	Johnson (Tallapoosa)		

—78

And the bill:

H. 577. To amend Act No. 268, H. 776, approved August 23, 1955, entitled "An Act to designate by number the various places upon the City Council of the City of Scottsboro, Alabama, fix their terms of office and provide for their election."

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Boyd	Brown (Lamar)	Dickson
Adams (Jefferson)	Branyon	Brown (Lee)	Edwards (Jefferson)
Adams (Tallapoosa)	Brassell	Cornett	Faulk
Albea	Brewer	Cox	Franklin
Ashworth	Broadfoot	Dawkins	Gilchrist
Bassett	Brooks	DeSear	Gilmer

Gist	Kelly	Mathison	Roberts
Grouby	Killough	Merrill	Rodgers
Hain	Kirkham	Money	Selman
Hall	Lackey	Murphy	Speaks
Haltom	Lee (Barbour)	Nettles	Steagall
Hanby	Lee (Lawrence)	Nice	Stembridge
Hare	Locke (Choctaw)	Nolen	Summerlin
Harrison	Locke (Perry)	Oakley	Taylor
Harvey	Love	Oden	Thomas
Hawkins	McClendon (Chambers)	Payne	Tyson
Hodges	McKay	Pirkle	Vacca
Hunt	McLendon (Bullock)	Ramey	Windle
Johnson (Elmore)	Mathews	Reynolds	Wood
Johnson (Tallapoosa)			

—77

And the bill:

H. 578. To amend Act No. 453, H. 844, approved September 9th, 1955, entitled "An Act Relating to Jackson County; authorizing the sheriff to appoint three additional deputies; providing for the qualifications, compensation, powers and duties of such deputies; authorizing the court of county commissioners, board of revenue, or other like governing body of Jackson County to pay to the sheriff of the county an allowance to defray the operational and maintenance cost of transportation incurred by such deputies in the performance of their official duties; and repealing conflicting laws." (Acts of Alabama, 1955, p. 1039).

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kendall	Oden
Adams (Jefferson)	Faulk	Killough	Payne
Adams (Tallapoosa)	Franklin	Kirkham	Perry
Albea	Gilchrist	Lackey	Pirkle
Ashworth	Gilmer	Lee (Lawrence)	Ramey
Bassett	Gist	Locke (Choctaw)	Reynolds
Boyd	Grouby	Locke (Perry)	Roberts
Branyon	Hall	Love	Rodgers
Brassell	Haltom	McClendon (Chambers)	Selman
Brewer	Hanby	McKay	Speaks
Broadfoot	Hardy	McLendon (Bullock)	Steagall
Brooks	Hare	Mathison	Stembridge
Brown (Lamar)	Harrison	Merrill	Summerlin
Brown (Lee)	Harvey	Money	Taylor
Callahan	Hawkins	Murphy	Thomas
Cornett	Hodges	Nettles	Tyson
Cox	Holliman	Nice	Vacca
Dawkins	Hunt	Nolen	Windle
DeSear	Johnson (Elmore)	Oakley	Wood
Dickson	Johnson (Tallapoosa)		

—78

And the bill:

H. 585. Making an appropriation from the treasury of Lawrence County for the relief of W. A. Pullen to compensate him for damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kendall	Oden
Adams (Jefferson)	Faulk	Killough	Payne
Adams (Tallapoosa)	Franklin	Kirkham	Perry
Albea	Gilchrist	Lackey	Pirkle
Ashworth	Gilmer	Lee (Barbour)	Ramey
Bassett	Gist	Lee (Lawrence)	Reynolds
Boyd	Grouby	Locke (Choctaw)	Richardson
Branyon	Hain	Locke (Perry)	Roberts
Brassell	Hall	Love	Rodgers
Brewer	Haltom	McClendon (Chambers)	Shumate
Broadfoot	Hanby	McKay	Speaks
Brooks	Hardy	McLendon (Bullock)	Steagall
Brown (Lamar)	Hare	Martin	Stembridge
Brown (Lee)	Harrison	Mathison	Summerlin
Callahan	Harvey	Merrill	Taylor
Cornett	Hawkins	Money	Thomas
Cox	Hodges	Murphy	Tyson
Dawkins	Hunt	Nettles	Vacca
DeSear	Johnson (Tallapoosa)	Nolen	Windle
Dickson	Kelly	Oakley	Wood

—80

And the bill:

H. 586. Making an appropriation from the treasury of Lawrence County for the relief of J. B. Byars to compensate him for damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	Franklin	Killough	Payne
Adams (Jefferson)	Gilchrist	Kirkham	Perry
Adams (Tallapoosa)	Gilmer	Lackey	Pirkle
Albea	Gist	Lee (Barbour)	Reynolds
Ashworth	Grouby	Lee (Lawrence)	Richardson
Bassett	Hain	Locke (Choctaw)	Roberts
Boyd	Hall	Locke (Perry)	Rodgers
Branyon	Haltom	Love	Selman
Brassell	Hanby	McClendon (Chambers)	Shumate
Brewer	Hardy	McKay	Speaks
Broadfoot	Hare	McLendon (Bullock)	Steagall
Brown (Lamar)	Harrison	Martin	Stembridge
Brown (Lee)	Harvey	Mathison	Summerlin
Cornett	Hawkins	Merrill	Taylor
Cox	Hodges	Money	Thomas
Dawkins	Holliman	Murphy	Tyson
DeSear	Hunt	Nettles	Vacca
Dickson	Johnson (Tallapoosa)	Nolen	Windle
Edwards (Jefferson)	Kelly	Oakley	Wood
Faulk	Kendall	Oden	

—79

And the bill:

H. 587. Making an appropriation from the treasury of Lawrence County for the relief of W. L. Hill to compensate him for damages

incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Gilchrist	Lackey	Payne
Adams (Jefferson)	Gilmer	Lee (Barbour)	Perry
Adams (Tallapoosa)	Gist	Lee (Lawrence)	Pirkle
Albea	Grouby	Locke (Choctaw)	Ramey
Ashworth	Hain	Locke (Perry)	Reynolds
Bassett	Hall	Love	Richardson
Boyd	Haltom	McClendon (Chambers)	Roberts
Branyon	Hanby	McKay	Rodgers
Brassell	Hardy	McLendon (Bullock)	Selman
Brewer	Hare	Martin	Shumate
Broadfoot	Harrison	Mathews	Speaks
Brown (Lamar)	Hawkins	Mathison	Steagall
Brown (Lee)	Hodges	Merrill	Stembridge
Cornett	Holliman	Money	Summerlin
Cox	Hunt	Murphy	Taylor
Dawkins	Johnson (Tallapoosa)	Nettles	Thomas
Dickson	Kelly	Nice	Tyson
Edwards (Jefferson)	Kendall	Nolen	Vacca
Faulk	Killough	Oakley	Windle
Franklin	Kirkham	Oden	Wood

—80

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolutions and returns same herewith to the House:

H. J. R. 49. Mourning the death of Mr. Haynes and extending sympathy to members of his family.

Also:

H. J. R. 51. Mourning the death of Mr. Leach and extending sympathy to members of his family.

Also:

H. J. R. 8. Memorializing Congress to enact legislation providing for payment to each state of one percent of Federal Income Tax payments, collected by District Director of Internal Revenue of each state, for educational purposes.

Also:

H. J. R. 50. Regretting that Dr. F. Edward Lund, president of Alabama College, at Montevallo, is leaving to become president of Kenyon College, at Gambier, Ohio.

J. E. SPEIGHT,  
Secretary.

#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 193. To authorize and require the State Board of Education to change the name of the normal schools or teachers colleges.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

### SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set out in the above and foregoing report of the Standing Committee on Rules.

### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House for its consideration:

S. J. R. 47. By Mr. Davis (Pickens):

BE IT RESOLVED BY THE SENATE OF THE LEGISLATURE OF ALABAMA, THE HOUSE OF REPRESENTATIVES CONCURRING:

1. That the Legislature of Alabama hereby petitions and memorializes the Congress of the United States to call a convention, pursuant to Article V of the Constitution of the United States, for the purpose of proposing amendments to Section 2, Article II, and Section 1, Article III, of the United States Constitution, which would alter the method of selecting federal judges and fix for such judges a definite term of office.

2. That the legislature of each of our sister states is urged to give the most serious consideration to the problems arising from the present method of selecting and tenure of office of federal judges, and to petition the Congress of the United States to call a convention for the purpose of proposing amendments to Section 2, Article II, and Section 1, Article III, of the Constitution of the United States, so as to alter the present method of selecting federal judges and to fix for such judges a definite term of office.

3. That the Secretary of the Senate transmit duly authenticated copies of this resolution to the President of the United States Senate, to the Speaker of the United States House of Representatives, to each member of the Alabama delegation in Congress, and to the executive authority of each of our sister states for transmittal to its legislature.

J. E. SPEIGHT,  
Secretary.

### SENATE MESSAGE

On motion of Mr. Hare the rules were suspended and the House concurred in and adopted the S. J. R. 47 set out in the above and foregoing Message from the Senate.

Yeas 74; Nays 1.

*Yeas:*

Mr. Speaker	Gilchrist	Lee (Barbour)	Pirkle
Adams (Jefferson)	Gilmer	Lee (Lawrence)	Ramey
Adams (Tallapoosa)	Gist	Locke (Choctaw)	Reynolds
Albee	Grouby	Locke (Perry)	Richardson
Ashworth	Hain	Love	Roberts
Bassett	Hall	McClendon (Chambers)	Rodgers
Boyd	Haltom	McKay	Selman
Branyon	Hanby	McLendon (Bullock)	Shumate
Brassell	Hardy	Mathews	Simon
Brooks	Harrison	Mathison	Speaks
Brown (Lamar)	Harvey	Merrill	Steagall
Brown (Lee)	Hawkins	Money	Stembridge
Cornett	Hodges	Murphy	Summerlin
Cox	Holliman	Nettles	Taylor
Dement	Johnson (Tallapoosa)	Nolen	Thomas
DeSear	Kendall	Oakley	Tyson
Dickson	Killough	Oden	Vacca
Faulk	Kirkham	Payne	Windle
Franklin	Law		

—74

*Nay:* Mr. Dawkins.

—1

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House for its consideration:

S. J. R. 46. By Mr. Davis (Pickens):

WHEREAS, the appointment of federal judges for life has resulted in a federal judiciary subject to no check or limitation upon its own power, save that of auto-limitation, yet which, in the process of deciding cases and controversies, constantly checks and limits the power and authority of the various State Government, and the power and authority of the executive and legislative branches of the Federal Government, and

WHEREAS, both the President of the United States and the Congress thereof are subject to definite restrictions under the Constitution of the United States which insure checks and balances in the exercise of executive and legislative power, and both the President and the members of Congress are elected by the people for definite terms in office, thus insuring the principle of representative government, and

WHEREAS, the lack of similar limitations upon the power of the federal judiciary encourages unbridled government by judiciary contrary to the basic democratic principles of representative Government and a system of checks and balances, as witness the decisions of the Supreme Court of the United States in recent years,

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF ALABAMA, THE HOUSE OF REPRESENTATIVES CONCURRING:

(1) The Alabama Legislature requests the Congress of the United States to propose an amendment to the Constitution of the United States, as hereafter set out, requiring the election of all federal judges and the limitation of the term in office.

(2) The proposed amendment to the Constitution of the United States should read as follows:



The judges, both of the supreme and inferior courts of the United States, shall hold office, during good behavior, for a definite term or terms not to exceed eight years for any one term, and shall be elected by the people, in such manner as the Congress may by law prescribe. The judges shall, at stated times receive for their services a compensation which shall not be diminished during their continuance in office.

(3) In the alternative the Congress of the United States is hereby petitioned and memorialized to make a complete study and investigation of the method of selecting and the tenure of Federal judges, and to give full consideration to the question of submitting to the States for their approval amendments to Section 2, Article II, and Section 1, Article III of the Constitution of the United States, which would alter the method of selecting Federal judges and fix for such judges a definite term of office.

(4) Certified copies of this resolution shall be forwarded by the Secretary of State to the presiding officer of the Senate of the United States, to the Speaker of the House of Representatives of the United States and to each member of the Alabama delegation in Congress.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

On motion of Mr. Hare the rules were suspended and the House concurred in and adopted the S. J. R. 46 set out in the above and foregoing Message from the Senate.

Yeas 76; Nays 1.

#### Yeas:

Mr. Speaker	Gilchrist	Law	Pirkle
Adams (Jefferson)	Gilmer	Lee (Barbour)	Ramey
Adams (Tallapoosa)	Gist	Locke (Choctaw)	Reynolds
Albea	Hain	Locke (Perry)	Richardson
Ashworth	Hall	Love	Roberts
Bassett	Haltom	McClendon (Chambers)	Rodgers
Boyd	Hanby	McKay	Selman
Branyon	Hardy	McLendon (Bullock)	Shumate
Brassell	Harrison	Martin	Simon
Brooks	Harvey	Mathews	Speaks
Brown (Lamar)	Hawkins	Mathison	Steagall
Brown (Lee)	Hodges	Merrill	Stembridge
Cornett	Holliman	Money	Summerlin
Cox	Hunt	Murphy	Taylor
Dawkins	Johnson (Tallapoosa)	Nettles	Thomas
Dement	Kelly	Nolen	Tyson
Dickson	Kendall	Oakley	Vacca
Faulk	Killough	Payne	Windle
Franklin	Kirkham	Perry	Wood

—76

Nay: Mr. Nice.

—1

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House for its consideration:

S. J. R. 45. By Mr. Davis (Pickens):

WHEREAS, the right of jury trial is subject to serious limitations in the district courts of the United States because the judges of such courts under present law may withdraw a case from the consideration of the jury upon a substantial evidence standard rather than upon the scintilla evidence standard of the common law and because the judges of such courts are free to comment to the jury upon the evidence in any case coming before them.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF ALABAMA, THE HOUSE OF REPRESENTATIVES CONCURRING, that the Congress of the United States is hereby memorialized to enact legislation to prohibit the judges of the district courts of the United States from commenting on the evidence in cases coming before them, and to enact legislation allowing the federal judges of the district courts of the United States to direct verdicts in jury cases only in accordance with the scintilla evidence rule of the common law.

The Secretary of the Senate is directed to transmit a copy of this resolution to the presiding officer of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Alabama delegation in Congress.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

On motion of Mr. Hare the rules were suspended and the House concurred in and adopted the S. J. R. 45 set out in the above and foregoing Message from the Senate.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Franklin	Lee (Barbour)	Pirkle
Adams (Jefferson)	Gilchrist	Lee (Lawrence)	Ramey
Adams (Tallapoosa)	Gilmer	Locke (Choctaw)	Reynolds
Albea	Gist	Locke (Perry)	Richardson
Ashworth	Hain	Love	Roberts
Bassett	Hall	McClendon (Chambers)	Rodgers
Boyd	Haltom	McKay	Selman
Branyon	Hanby	McLendon (Bullock)	Shumate
Brassell	Hardy	Martin	Simon
Brewer	Harrison	Mathews	Speaks
Broadfoot	Hawkins	Mathison	Steagall
Brooks	Hodges	Merrill	Stembridge
Brown (Lamar)	Holliman	Money	Summerlin
Cornett	Hunt	Murphy	Taylor
Cox	Johnson (Tallapoosa)	Nettles	Thomas
Dawkins	Kelly	Nolen	Tyson
Dement	Kendall	Oakley	Vacca
DeSear	Killough	Oden	Windle
Dickson	Kirkham	Payne	Wood
Faulk	Law		

—78

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate accedes to the request of the House to discharge the Committee on Conference appointed to reconcile the differences between the two Houses, on the resolution.

## H. J. R. 46. Relative to 4th of July adjournment.

The Senate further accedes to the request for additional Committee on Conference and the President and Presiding officer of the Senate appointed as conferees on part of the Senate Messrs. Skidmore, Yarbrough (Randolph), and Flowers.

J. E. SPEIGHT,  
Secretary.

## RESOLUTION

The following resolution was introduced:

## H. J. R. 53. By Mr. Richardson:

Be it resolved by the House, the Senate concurring, that when the two houses adjourn today, they adjourn to meet again on Tuesday, July 2; and when they adjourn on Tuesday, July 2, they adjourn to meet again on Tuesday, July 9th; provided, however, that the members of the Legislature shall receive no expense allowance for the period between Tuesday, July 2 and Tuesday, July 9th.

The motion of Mr. Richardson to suspend the rules in order to bring up for immediate consideration the above and foregoing H. J. R. 53 was lost.

Yeas 24; Nays 41.

## Yeas:

Messrs.:	Holliman	Lee (Lawrence)	Richardson
Adams (Jefferson)	Johnson (Tallapoosa)	Love	Rodgers
Boyd	Kendall	Martin	Simon
Brooks	Killough	Money	Taylor
Cox	Kirkham	Pirkle	Vacca
Harvey	Lackey	Reynolds	Windle
Hodges			—24

## Nays:

Messrs.:	deGraffenried	Hawkins	Murphy
Adams (Tallapoosa)	Dement	Hunt	Nolen
Albea	DeSear	Kaul	Payne
Ashworth	Dickson	Law	Perry
Bassett	Edwards (Jefferson)	Lee (Barbour)	Speaks
Branyon	Grouby	Locke (Perry)	Steagall
Brassell	Hall	McClendon (Chambers)	Stembridge
Brown (Lamar)	Haltom	McKay	Summerlin
Callahan	Hanby	Mathison	Thomas
Davis	Hardy	Merrill	Tyson
Dawkins	Harrison		—41

And said resolution S. J. R. 53 was read and referred to the Standing Committee on Rules.

## BILLS ON THIRD READING RESUMED

H. 588. Making an appropriation from the treasury of Lawrence County for the relief of Silas Nix to compensate him for damages incurred under such circumstances that the county is morally and justly obligated to him but has no legal authority to pay such damages.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Franklin	Killough	Oden
Adams (Jefferson)	Gilchrist	Kirkham	Payne
Adams (Tallapoosa)	Gilmer	Lackey	Pirkle
Albea	Gist	Law	Ramey
Ashworth	Goodwyn	Lee (Barbour)	Reynolds
Bassett	Grouby	Lee (Lawrence)	Richardson
Boyd	Hain	Locke (Choctaw)	Rodgers
Branyon	Hall	Locke (Perry)	Selman
Brassell	Haltom	McClendon (Chambers)	Shumate
Brewer	Hanby	McKay	Simon
Broadfoot	Hardy	McLendon (Bullock)	Speaks
Brown (Lamar)	Harrison	Mathews	Steagall
Cornett	Harvey	Mathison	Stembridge
Cox	Hawkins	Merrill	Stokes
Dawkins	Hodges	Money	Summerlin
deGraffenried	Holliman	Murphy	Taylor
Dement	Hunt	Nettles	Thomas
DeSear	Johnson (Tallapoosa)	Nice	Vacca
Dickson	Kelly	Nolen	Windle
Edwards (Jefferson)	Kendall	Oakley	Wood
Faulk			

—81

And the bill:

H. 591. Relating to Marengo County: To fix the compensation of members of the County Board of Education of Marengo County, Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Faulk	Kirkham	Oden
Adams (Jefferson)	Franklin	Lackey	Payne
Adams (Tallapoosa)	Gilchrist	Law	Perry
Albea	Gilmer	Lee (Barbour)	Pirkle
Ashworth	Gist	Lee (Lawrence)	Ramey
Bassett	Goodwyn	Locke (Choctaw)	Reynolds
Boyd	Grouby	Love	Richardson
Branyon	Hain	McClendon (Chambers)	Rodgers
Brassell	Hall	McKay	Selman
Brewer	Haltom	McLendon (Bullock)	Shumate
Broadfoot	Hanby	Martin	Simon
Brooks	Hardy	Mathews	Speaks
Brown (Lamar)	Harrison	Mathison	Steagall
Brown (Lee)	Harvey	Merrill	Stembridge
Cornett	Hawkins	Money	Summerlin
Cox	Hodges	Murphy	Taylor
deGraffenried	Holliman	Nettles	Thomas
Dement	Hunt	Nice	Vacca
DeSear	Johnson (Tallapoosa)	Nolen	Windle
Dickson	Kendall	Oakley	Wood
Edwards (Jefferson)	Killough		

—82

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bill and ordered same sent forthwith to the House without engrossment.

S. 73. By Messrs. Smith and Metcalf:

To fix the compensation of members of the State Board of Pardons and Paroles.

J. E. SPEIGHT,  
Secretary.

### SENATE MESSAGE

The Senate Bill, the title to which is set out in the above and foregoing Message from the Senate, was read one time and referred to appropriate Standing Committee as follows:

S. 73. Ways and Means.

### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bill and returns same herewith to the House:

H. 441. Relating to Dallas County: To regulate the compensation of the coroner and to provide for the payment thereof.

J. E. SPEIGHT,  
Secretary.

### BILLS ON THIRD READING RESUMED

H. 599. Providing for an Administrative Assistant in any county having a population of 113,500 and not more than 140,000 according to the federal census of 1940, fixing the qualifications, compensation and duties of such administrative assistant.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Gilchrist	Kendall	Oden
Adams (Tallapoosa)	Gilmer	Killough	Payne
Albea	Gist	Kirkham	Pirkle
Ashworth	Goodwyn	Lackey	Ramey
Bassett	Grouby	Law	Reynolds
Boyd	Hain	Lee (Barbour)	Rodgers
Branyon	Hall	Lee (Lawrence)	Selman
Brassell	Haltom	Locke (Choctaw)	Shumate
Brewer	Hanby	Locke (Perry)	Simon
Broadfoot	Hardy	McClendon (Chambers)	Speaks
Brown (Lamar)	Hare	McKay	Steagall
Cornett	Harrison	McLendon (Bullock)	Stembridge
Cox	Harvey	Martin	Summerlin
Dawkins	Hawkins	Mathews	Taylor
Dement	Hodges	Mathison	Thomas
DeSear	Holliman	Merrill	Tyson
Dickson	Hunt	Murphy	Vacca
Edwards (Jefferson)	Johnson (Tallapoosa)	Nettles	Windle
Faulk	Kelly	Oakley	Wood
Franklin			

—77

And the bill:

H. 600. To implement the provisions of Amendment CVI of the Constitution of Alabama, relative to the authority of school districts

in Morgan County to levy additional taxes for public school purposes; to authorize the court of county commissioners, board of revenue or like governing body of Morgan County to levy special taxes in and for any school district within the county when such levy is approved at a district election held for such purpose; to provide for the ordering and holding of such elections; and to provide for the assessment, collection and enforcement of such taxes, and for the use of the proceeds thereof.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Gilchrist	Killough	Oden
Adams (Tallapoosa)	Gilmer	Kirkham	Payne
Albea	Gist	Lackey	Pirkle
Ashworth	Goodwyn	Law	Ramey
Bassett	Grouby	Lee (Barbour)	Reynolds
Boyd	Hain	Lee (Lawrence)	Richardson
Branyon	Hall	Locke (Choctaw)	Rodgers
Brassell	Haltom	Locke (Perry)	Shumate
Brewer	Hanby	McClendon (Chambers)	Simon
Broadfoot	Hardy	McKay	Speaks
Brown (Lamar)	Hare	McLendon (Bullock)	Steagall
Callahan	Harrison	Martin	Stembridge
Cornett	Hawkins	Mathews	Summerlin
Cox	Hodges	Mathison	Taylor
Dement	Holliman	Merrill	Thomas
Dickson	Hunt	Murphy	Tyson
Edwards (Jefferson)	Johnson (Tallapoosa)	Nettles	Vacca
Faulk	Kelly	Nice	Wood
Franklin	Kendall	Oakley	

—75

And the bill:

H. 607. To provide further for establishing a national military park at Horseshoe Bend in Tallapoosa County; authorizing the governing body of said county to take certain actions regarding the acquisition and use of land deemed necessary or desirable to be preserved as a part of said park.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Dement	Hare	Locke (Choctaw)
Adams (Jefferson)	DeSear	Harrison	Locke (Perry)
Adams (Tallapoosa)	Dickson	Hawkins	McClendon (Chambers)
Albea	Edwards (Jefferson)	Hodges	McKay
Ashworth	Faulk	Hunt	McLendon (Bullock)
Bassett	Franklin	Johnson (Tallapoosa)	Martin
Boyd	Gilchrist	Kelly	Mathews
Brewer	Gilmer	Kendall	Mathison
Broadfoot	Goodwyn	Killough	Merrill
Brown (Lee)	Hain	Kirkham	Murphy
Cornett	Hall	Lackey	Nettles
Cox	Haltom	Law	Nice
Dawkins	Hanby	Lee (Barbour)	Oakley
deGraffenried	Hardy	Lee (Lawrence)	Oden

Payne	Richardson	Steagall	Tyson
Perry	Roberts	Stembridge	Vacca
Pirkle	Shumate	Summerlin	Windle
Ramey	Simon	Taylor	Wood
Reynolds	Speaks	Thomas	

—75

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House for its consideration:

S. J. R. 49. By Mr. Metcalf:

BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING, That the State Highway Department is hereby authorized and directed to designate and name the bridge across the Little Choctawhatchee on State Highway No. 123 between U. S. Highway No. 84 and U. S. Highway No. 231, "The William Grady Stembridge Bridge," in honor of the late William Grady Stembridge, pioneer leader, educator, farmer, merchant; and

Resolved further, that said Highway Department shall cause to be erected at or affixed to the aforesaid bridge appropriate markers or plaques showing the name thereof as herein provided.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Steagall the rules were suspended and the House concurred in and adopted the S. J. R. 49 set out in the above and foregoing Message from the Senate.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kelly	Oakley
Adams (Jefferson)	Faulk	Kendall	Oden
Adams (Tallapoosa)	Franklin	Killough	Payne
Albea	Gilchrist	Kirkham	Perry
Ashworth	Gilmer	Lackey	Pirkle
Bassett	Gist	Law	Ramey
Boyd	Goodwyn	Lee (Barbour)	Reynolds
Branyon	Grouby	Lee (Lawrence)	Roberts
Brassell	Hain	Locke (Choctaw)	Rodgers
Brewer	Hall	Locke (Perry)	Shumate
Broadfoot	Haltom	McClendon (Chambers)	Simon
Brown (Lamar)	Hanby	McKay	Speaks
Brown (Lee)	Hardy	McLendon (Bullock)	Steagall
Callahan	Hare	Martin	Stembridge
Cornett	Harrison	Mathews	Summerlin
Cox	Harvey	Mathison	Taylor
Davis	Hawkins	Merrill	Thomas
Dawkins	Hodges	Murphy	Tyson
deGraffenried	Holliman	Nettles	Vacca
Dement	Hunt	Nice	Windle
Dickson	Johnson (Tallapoosa)	Nolen	

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## MOTION TO ADJOURN LOST

The motion of Mr. Kelly that the House adjourn until Tuesday, July 2, 1957, at eleven o'clock A.M. was lost.

Yeas 32; Nays 42.

Yeas:

Messrs.:	Faulk	Mathison	Selman
Bassett	Haltom	Money	Shumate
Boyd	Holliman	Nice	Stokes
Branyon	Kelly	Oakley	Summerlin
Brassell	Killough	Pirkle	Taylor
Broadfoot	Kirkham	Ramey	Tyson
Brown (Lamar)	Law	Richardson	Vacca
Dement	McLendon (Bullock)	Rodgers	Windle
Dickson			

—32

Nays:

Mr. Speaker	Franklin	Kaul	Murphy
Adams (Jefferson)	Gilmer	Kendall	Nolen
Adams (Tallapoosa)	Goodwyn	Lackey	Oden
Albea	Hain	Lee (Barbour)	Payne
Ashworth	Hall	Lee (Lawrence)	Perry
Brewer	Hanby	Locke (Choctaw)	Roberts
Brown (Lee)	Hardy	McClendon (Chambers)	Speaks
Cornett	Harrison	McKay	Steagall
Davis	Hawkins	Martin	Stembridge
Dawkins	Hodges	Merrill	Thomas
Edwards (Jefferson)	Hunt		

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## BILLS ON THIRD READING RESUMED

H. 608. To propose an amendment to the Constitution of Alabama relating to the levy and collection of additional property taxes in the several school districts in Tallapoosa County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Dickson	Kirkham	Payne
Adams (Jefferson)	Edwards (Jefferson)	Lackey	Perry
Adams (Tallapoosa)	Faulk	Law	Pirkle
Albea	Franklin	Lee (Barbour)	Ramey
Ashworth	Gilchrist	Lee (Lawrence)	Reynolds
Bassett	Gilmer	Locke (Choctaw)	Richardson
Boyd	Gist	Locke (Perry)	Roberts
Branyon	Goodwyn	McClendon (Chambers)	Rodgers
Brassell	Hain	McKay	Shumate
Brewer	Hall	McLendon (Bullock)	Simon
Broadfoot	Haltom	Martin	Speaks
Brown (Lamar)	Hanby	Mathison	Steagall
Brown (Lee)	Hardy	Merrill	Stembridge
Cornett	Harrison	Money	Summerlin
Cox	Hawkins	Murphy	Taylor
Davis	Hodges	Nettles	Thomas
Dawkins	Hunt	Nice	Tyson
deGraffenried	Johnson (Tallapoosa)	Nolen	Vacca
Dement	Kelly	Oakley	Windle
DeSear	Killough	Oden	Wood

—80

And the bill:



H. 612. Relating to counties having a population of not less than 29,500 nor more than 30,500, according to the last or any subsequent federal decennial census; authorizing the court of county commissioners, board of revenue or like governing body of every such county to provide the circuit clerk of the county an allowance for clerk hire.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kirkham	Perry
Adams (Tallapoosa)	Faulk	Lackey	Pirkle
Albea	Franklin	Lee (Barbour)	Ramey
Ashworth	Gilchrist	Lee (Lawrence)	Reynolds
Bassett	Gilmer	Locke (Choctaw)	Roberts
Boyd	Gist	Locke (Perry)	Rodgers
Branyon	Goodwyn	McClendon (Chambers)	Selman
Brassell	Hall	McKay	Shumate
Brewer	Haltom	McLendon (Bullock)	Simon
Broadfoot	Hanby	Martin	Speaks
Brown (Lamar)	Hardy	Merrill	Steagall
Brown (Lee)	Harrison	Money	Summerlin
Cornett	Hawkins	Murphy	Taylor
Cox	Hodges	Nettles	Thomas
Davis	Hunt	Nolen	Tyson
Dawkins	Johnson (Tallapoosa)	Oakley	Vacca
deGraffenried	Kelly	Oden	Windle
Dement	Kendall	Payne	Wood
DeSear	Killough		

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And the bill:

H. 621. To authorize, direct and require the State Department of Revenue to collect any sales and use taxes which may be levied in the city of Haleyville, in Winston County, Alabama, under the provisions of any ordinance or resolution duly promulgated and adopted by the Governing Body of the City of Haleyville; to prescribe the power, duties, and authority of the State Department of Revenue with respect to the method or procedure for collecting such taxes, and remitting the proceeds thereof.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 70, Nays 0.

Yeas:

Mr. Speaker	Cox	Hall	Lackey
Adams (Jefferson)	Dawkins	Haltom	Lee (Barbour)
Adams (Tallapoosa)	deGraffenried	Hanby	Lee (Lawrence)
Albea	Dement	Hardy	Locke (Choctaw)
Ashworth	DeSear	Harrison	Locke (Perry)
Bassett	Dickson	Hawkins	McClendon (Chambers)
Boyd	Edwards (Jefferson)	Hodges	McLendon (Bullock)
Branyon	Faulk	Hunt	Martin
Brassell	Franklin	Johnson (Tallapoosa)	Mathison
Brewer	Gilchrist	Kelly	Merrill
Broadfoot	Gilmer	Kendall	Money
Brown (Lamar)	Gist	Killough	Murphy
Brown (Lee)	Hain	Kirkham	Nolen

Oden	Rodgers	Steagall	Thomas
Pirkle	Selman	Stembridge	Tyson
Ramey	Shumate	Summerlin	Vacca
Reynolds	Simon	Taylor	Windle
Roberts	Speaks		

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## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Haltom to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 271, was adopted.

Yeas 64; Nays 14.

Yeas:

Mr. Speaker	Faulk	Kendall	Nolen
Adams ( <i>Jefferson</i> )	Franklin	Killough	Oakley
Adams ( <i>Tallapoosa</i> )	Gilchrist	Kirkham	Oden
Ashworth	Gilmer	Lackey	Payne
Boyd	Goodwyn	Law	Perry
Branyon	Grouby	Lee ( <i>Barbour</i> )	Ramey
Brassell	Hain	Lee ( <i>Lawrence</i> )	Reynolds
Brewer	Hall	McClendon ( <i>Chambers</i> )	Selman
Broadfoot	Haltom	McKay	Simon
Brown ( <i>Lee</i> )	Hanby	McLendon ( <i>Bullock</i> )	Steagall
Davis	Hardy	Martin	Stembridge
Dawkins	Hare	Mathison	Stokes
deGraffenried	Harrison	Merrill	Summerlin
Dement	Hawkins	Money	Taylor
Dickson	Hunt	Murphy	Thomas
Edwards ( <i>Jefferson</i> )	Kelly	Nettles	Vacca

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Nays:

Messrs.:	Cornett	Locke ( <i>Perry</i> )	Richardson
Albea	DeSear	Love	Shumate
Brown ( <i>Lamar</i> )	Johnson ( <i>Tallapoosa</i> )	Nice	Speaks
Callahan	Locke ( <i>Choctaw</i> )	Pirkle	

—14

And the bill:

H. 271. An act relating to larceny of goods held for sale; providing that detaining a person under suspicion by a Peace Officer, Merchant, or Merchant's Employee, shall not render Merchant, Merchant's Employee, or Peace Officer criminally or civilly liable for false arrest, false imprisonment or unlawful detention; providing for arrest without a warrant by a Peace Officer upon probable cause, and exempting merchants or their employees from civil or criminal liability where probable cause exists to believe a person committed larceny of goods held for sale.

Was taken up.

Mr. Selman offered the following amendment to the bill, H. 271:  
Amendment to H. B. 271: '

Amend the bill, H. B. 271, by adding a new section as follows:

Section 4-A. This Act shall not be given retroactive or retrospective effect, and shall not apply to or affect any act or action which was committed or done prior to the date of its enactment.

And the amendment was adopted.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Gilchrist	Law	Pirkle
Adams (Jefferson)	Gilmer	Lee (Barbour)	Ramey
Adams (Tallapoosa)	Goodwyn	Lee (Lawrence)	Reynolds
Albea	Hain	Locke (Choctaw)	Richardson
Ashworth	Hall	Love	Rodgers
Boyd	Haltom	McClendon (Chambers)	Selman
Branyon	Hanby	McKay	Shumate
Brassell	Hardy	McLendon (Bullock)	Simon
Brewer	Hare	Martin	Speaks
Broadfoot	Harrison	Mathison	Steagall
Brown (Lamar)	Hawkins	Merrill	Stembridge
Cornett	Hodges	Money	Stokes
Dawkins	Hunt	Murphy	Summerlin
deGraffenried	Johnson (Tallapoosa)	Nettles	Taylor
Dement	Kelly	Nolen	Thomas
Dickson	Kendall	Oakley	Tyson
Edwards (Jefferson)	Killough	Oden	Vacca
Faulk	Kirkham	Payne	Windle
Franklin	Lackey		

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And said bill, H. 271, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 65; Nays 16.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Hunt	Nolen
Adams (Jefferson)	Faulk	Johnson (Tallapoosa)	Oakley
Adams (Tallapoosa)	Franklin	Kendall	Oden
Albea	Gilchrist	Killough	Payne
Ashworth	Gilmer	Lackey	Perry
Bassett	Goodwyn	Law	Ramey
Boyd	Grouby	Lee (Barbour)	Reynolds
Branyon	Hain	Lee (Lawrence)	Selman
Brassell	Hall	McClendon (Chambers)	Simon
Brewer	Haltom	McKay	Steagall
Brooks	Hardy	Martin	Stembridge
Brown (Lee)	Hare	Mathison	Summerlin
Davis	Harrison	Merrill	Taylor
Dawkins	Harvey	Money	Thomas
deGraffenried	Hawkins	Murphy	Vacca
Dement	Hodges	Nettles	Windle
Dickson			

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Nays:

Messrs.:	Kirkham	McLendon (Bullock)	Shumate
Brown (Lamar)	Locke (Choctaw)	Nice	Speaks
Callahan	Locke (Perry)	Richardson	Stokes
Cornett	Love	Rodgers	Tyson
DeSear			

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## REPORT OF RULES COMMITTEE

Mr. Fite, Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the following resolution and ordered same returned to the House with a favorable report.

By Mr. Reeves:

S. J. R. 39. BE IT RESOLVED BY THE SENATE, THE HOUSE CONCURRING, That when the two Houses adjourn on Friday, June 28, they adjourn to meet again on Tuesday, July 9; and

Resolved further, that the recess shall be taken without pay. All employees of the Legislature shall be laid off without pay during such recess, except the following: The Secretary of the Senate, Assistant Secretary of the Senate, Second Assistant Secretary of the Senate, Chief Clerk of the Senate, Reading Clerk of the Senate, Enrolling Clerk of the Senate and 25 other Senate clerks, to be selected by the Secretary; also, the Clerk of the House, the three Assistant Clerks of the House, the Enrolling-Engrossing Clerk, the Chief Clerk, Reading Clerk and 25 other clerks of the House to be selected by the Clerk of the House.

And S. J. R. 39 was concurred in and adopted.

Yeas 39; Nays 38.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Hawkins	Nettles
Adams (Tallapoosa)	Faulk	Hunt	Nolen
Albea	Franklin	Kaul	Oakley
Boyd	Gilmer	Lackey	Payne
Brown (Lamar)	Goodwyn	Locke (Choctaw)	Perry
Brown (Lee)	Hain	Locke (Perry)	Roberts
Davis	Hall	McClendon (Chambers)	Speaks
Dement	Hanby	McClendon (Bullock)	Steagall
DeSear	Hardy	Martin	Vacca
Dickson	Harrison	Money	

—39

Nays:

Messrs.:	deGraffenried	Lee (Lawrence)	Selman
Adams (Jefferson)	Gilchrist	Love	Shumate
Ashworth	Grouby	Mathison	Stembridge
Bassett	Haltom	Merrill	Stokes
Branyon	Hodges	Murphy	Summerlin
Brassell	Kelly	Nice	Taylor
Broadfoot	Kendall	Pirkle	Thomas
Brooks	Killough	Reynolds	Tyson
Callahan	Kirkham	Richardson	Windle
Cornett	Lee (Barbour)	Rodgers	

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#### MOTION TO ADJOURN LOST

The motion of Mr. Dawkins that the House, in accordance with Senate Joint Resolution No. 39, adjourn until Tuesday, July 9, 1957, was lost.

Yeas 30; Nays 48.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kirkham	Nolen
Albea	Faulk	Lackey	Oden
Boyd	Hanby	Locke (Choctaw)	Perry
Brewer	Harrison	Locke (Perry)	Roberts
Davis	Hawkins	McClendon (Chambers)	Simon
Dawkins	Holliman	Martin	Speaks
Dement	Hunt	Money	Vacca
DeSear	Kaul		

—30

*Nays:*

Messrs.:	Edwards (Escambia)	Johnson (Tallapoosa)	Ramey
Adams (Jefferson)	Gilchrist	Kendall	Richardson
Adams (Tallapoosa)	Gilmer	Killough	Selman
Ashworth	Goodwyn	Lee (Barbour)	Shumate
Bassett	Grouby	Love	Steagall
Branyon	Hain	McLendon (Bullock)	Stembridge
Brassell	Hall	Mathison	Stokes
Broadfoot	Haltom	Merrill	Summerlin
Brooks	Hardy	Murphy	Taylor
Callahan	Hare	Nettles	Thomas
Cornett	Harvey	Nice	Tyson
deGraffenried	Hodges	Pirkle	Windle
Dickson			

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## MOTION TO RECONSIDER

Mr. Hardy moved to reconsider the vote by which the resolution, S. J. R. 39, was adopted.

## MOTION TO ADJOURN LOST

The motion of Mr. Davis that the House adjourn until Tuesday, July 9, 1957, at eleven o'clock A.M. was lost.

Yeas 32; Nays 52.

*Yeas:*

Mr. Speaker	Dement	Johnson (Tallapoosa)	Nice
Ashworth	DeSear	Killough	Payne
Bassett	Dickson	Kirkham	Perry
Branyon	Edwards (Escambia)	Lackey	Rodgers
Brassell	Ferrell	Law	Speaks
Brooks	Franklin	Love	Stembridge
Brown (Lamar)	Harvey	McLendon (Bullock)	Summerlin
Cox	Holliman	Money	Vacca

—32

*Nays:*

Messrs.:	Goodwyn	Lee (Lawrence)	Ramey
Adams (Jefferson)	Grouby	Locke (Choctaw)	Reynolds
Adams (Tallapoosa)	Hain	Locke (Perry)	Richardson
Albea	Hall	McClendon (Chambers)	Roberts
Boyd	Haltom	McKay	Selman
Brewer	Hanby	Martin	Shumate
Broadfoot	Hardy	Merrill	Simon
Callahan	Harrison	Murphy	Steagall
Cornett	Hawkins	Nettles	Stokes
Davis	Hodges	Nolen	Taylor
Dawkins	Hunt	Oakley	Thomas
deGraffenried	Kelly	Oden	Tyson
Gilchrist	Lee (Barbour)	Pirkle	Windle
Gilmer			

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## CERTIFICATE OF CLERK

To The House of Representatives:

I hereby certify that the House Bills and House Joint Resolutions hereinafter mentioned were delivered to the Executive Department on the date and hours named and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 12:50 P.M. on June 28, 1957:

H. 437  
H. 438  
H. 442  
H. 521  
H. J. R. 36  
H. J. R. 39  
H. 436

Delivered to the Governor at 1:50 P.M. on June 28, 1957:

H. 193.

OAKLEY MELTON, JR.,  
Clerk.

### ADJOURNMENT

On motion of Mr. Adams (Jefferson) the House adjourned until Tuesday, July 9, 1957, at twelve o'clock, noon.

Yeas 59; Nays 19.

#### Yeas:

Mr. Speaker	DeSear	Hunt	Money
Adams (Jefferson)	Dickson	Johnson (Tallapoosa)	Murphy
Albea	Edwards (Escambia)	Kelly	Nolen
Ashworth	Edwards (Jefferson)	Killough	Oden
Bassett	Faulk	Lackey	Payne
Boyd	Franklin	Law	Perry
Brassell	Gilchrist	Lee (Barbour)	Reynolds
Brewer	Gilmer	Lee (Lawrence)	Roberts
Brooks	Goodwyn	Locke (Choctaw)	Simon
Brown (Lamar)	Grouby	Locke (Perry)	Speaks
Cornett	Haltom	McClendon (Chambers)	Summerlin
Cox	Hanby	McKay	Thomas
Davis	Harrison	McLendon (Bullock)	Vacca
deGraffenried	Harvey	Martin	Windle
Dement	Hawkins	Merrill	

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#### Nays:

Messrs.:	Hodges	Nettles	Shumate
Branyon	Holliman	Nice	Steagall
Broadfoot	Kirkham	Oakley	Stembridge
Callahan	Love	Pirkle	Stokes
Hain	Mathison	Rodgers	Tyson

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### EIGHTEENTH DAY

House of Representatives  
Montgomery, Alabama  
Tuesday, July 9, 1957

The House met pursuant to adjournment.

### PRAYER

The session was opened with prayer by the Reverend Merlin P. Shell, Pastor, Sandy Ridge Methodist Church, Letohatchie, Alabama.

## ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Edwards (Escambia)	Johnson (Tallapoosa)	Oden
Adams (Jefferson)	Edwards (Jefferson)	Kaul	Payne
Adams (Tallapoosa)	Faulk	Kelly	Perry
Albea	Ferrell	Kendall	Pirkle
Ashworth	Franklin	Killough	Ramey
Bassett	Gilchrist	Kirkham	Reynolds
Boyd	Gilmer	Lackey	Richardson
Bradford	Gist	Law	Roberts
Brannan	Goodwyn	Lee (Barbour)	Rodgers
Branyon	Gregory	Lee (Lawrence)	Selman
Brassell	Grouby	Locke (Choctaw)	Shumate
Brewer	Hain	Locke (Perry)	Simon
Broadfoot	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Callahan	Hare	McNider	Stokes
Cornett	Harrison	Martin	Summerlin
Cox	Harvey	Mathews	Taylor
Crook	Hawkins	Mathison	Thomas
Davis	Hodges	Merrill	Tyson
Dawkins	Holliman	Money	Vacca
deGraffenried	Huddleston	Nettles	Ward
Dement	Hunt	Nice	Windle
DeSear	Jenkins	Nolen	Wood
Dickson	Johnson (Elmore)	Oakley	

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A quorum was present.

## REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the Seventeenth legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

On motion of Mr. Hawkins, the reading at length of the Journal of the House for the Seventeenth legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the Seventeenth legislative day was approved.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Brown (Lamar)	Edwards (Escambia)	Hanby
Albea	Callahan	Edwards (Jefferson)	Hardy
Ashworth	Cox	Faulk	Hare
Bassett	Crook	Ferrell	Harvey
Boyd	Davis	Gilchrist	Hawkins
Bradford	Dawkins	Gilmer	Hodges
Branyon	deGraffenried	Gist	Holliman
Brassell	Dement	Gregory	Hunt
Brewer	DeSear	Hain	Jenkins
Broadfoot	Dickson	Hall	Johnson (Elmore)

Kaul	McKay	Perry	Steagall
Killough	McLendon (Bullock)	Pirkle	Stembridge
Kirkham	McNider	Ramey	Summerlin
Lackey	Martin	Roberts	Taylor
Lee (Barbour)	Mathison	Rodgers	Thomas
Locke (Choctaw)	Merrill	Shumate	Vacca
Locke (Perry)	Nettles	Simon	Ward
Love	Oakley	Solomon	Windle
McClendon (Chambers)	Payne	Speaks	Wood

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 183. Relating to the construction, maintenance and repair of the county roads and bridges of Winston County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department and relieving the county and the officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds including Winston County's proportionate share of the State gasoline tax, State motor vehicle license tax allocated to the county, supplies, equipment, machinery and materials for the construction, maintenance and repair of county roads and bridges; and repealing conflicting laws.

Also:

H. 538. To amend Section 7 of the Act of the Legislature of Alabama, approved June 28th, 1943, by the Governor, by which the Municipal Utilities Board of Albertville, Alabama, was created, being Act Number 287 of the regular session of the Legislature of Alabama of 1943.

J. E. SPEIGHT,  
Secretary.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bill and returns same herewith to the House:

H. 364. To amend further Act No. 691, S. 284, approved September 5, 1951 entitled "An Act To fix the compensation of court reporters, and providing for the payment thereof."

J. E. SPEIGHT,  
Secretary.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bill and ordered same sent forthwith to the House without engrossment:

By Mr. Reeves (with notice and proof):

S. 321. To amend an Act, entitled "An Act, to provide additional duties and confer additional powers on each member of the Court of County Commissioners of Pike County, Alabama, in supervising the construction, maintenance and upkeep of the roads and bridges in his district, and to fix the salary and compensation of said Commissioners," approved October 19th, 1932, as amended by Act No. 295, Acts of The Regular Session of 1943, approved June 28, 1943.



With notice and proof thereto attached and herewith exhibited as follows:

### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF PIKE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

To amend an Act, entitled "An Act, to provide additional duties and confer additional powers on each member of the Court of County Commissioners of Pike County, Alabama, in supervising the construction, maintenance and upkeep of the roads and bridges in his district, and to fix the salary and compensation of said Commissioners," approved October 19th, 1932, as amended by Act No. 295, Acts of the Regular Session of 1943, approved June 28, 1943.

Be It Enacted by the Legislature of Alabama:

That the Act of the Legislature of Alabama, approved October 19th, 1932, entitled "An Act, to provide additional duties and confer additional powers on each member of the Court of County Commissioners of Pike upkeep of the roads and bridges in his district, and to fix the salary and compensation of said Commissioners" as amended by Act No. 295 Acts of the Regular Session 1943, approved June 28, 1943, — be amended so as to read as follows:

Section 1. That each member of the Court of County Commissioners of Pike County, except the Probate Judge, shall have supervision of and shall be responsible to the Court of County Commissioners for the construction, maintenance and upkeep of the county roads and bridges in his Commissioner's district, and shall make personal inspection of all work under construction in his district, and shall approve all appointments of the County Road Superintendent of all road overseers, apportioners and enumerators necessary for the construction, maintenance and upkeep of the roads and bridges in his district, and shall inspect and approve all reports of overseers in his district, and the Probate Judge shall assist said Commissioners in the performance of their duties to such extent as shall be necessary. That regular terms of the Court of County Commissioners of Pike County, shall be held on the first, second, third and fourth Wednesdays in each month of each year, instead of being held on the second Mondays of each month.

Section 2. That each member of the Court of County Commissioners of Pike County, except the Probate Judge, on presentation to the Court of County Commissioners of a monthly written report, which report shall show road inspections and due diligence on the part of such Commissioner in the performance of his duties, which must be approved by the Commissioners Court, shall receive a monthly salary of Two Hundred Fifty Dollars (250.00) a month, which shall be in lieu of all fees, compensation and expenses allowed by law to such Commissioner for services rendered in and about such Commissioners Court, including the work required as members of the Board of Review, the payment of such salary to be made out of the County Treasury of the County on the first of each month for the preceding month. That the Probate Judge shall receive as compensation for his services as a member of such Commissioners Court the sum of Three (\$3.00) Dollars for each day or part of a day which he shall

preside over the sessions of said Court, together with the fees for recording the minutes and proceedings of the Commissioners Court as provided by Section 29 of Title Eleven of the Code of Alabama of 1940, said compensation to be paid on the first of each month for the preceding month out of the County Treasury by Warrant of such Judge drawn on the Treasury of the County.

Section 3. That all laws and parts of law in conflict with the provisions of this act are hereby repealed.

Section 4. That this act shall take effect and become operative immediately after the expiration of the terms of office of the members of the Court of County Commissioners of Pike County whose terms first expire.

#### STATE OF ALABAMA PIKE COUNTY

Before me, Christine C. Smyth, a Notary Public in and for said State and County, personally appeared Glenn Jones, who being sworn deposes and says on oath, that he is the publisher of The Troy Messenger, a newspaper published daily, in the City of Troy, Pike County, Alabama, and that the foregoing attached notice An act to provide additional duties and powers on County Commissioners was published in said newspaper 4 times, the same appearing in the issues dated: May 13, 20, 27, June 3, 1957.

Glenn Jones, Publisher.

Sworn to and subscribed before me this the 18th day of June, 1957.

Christine C. Smyth,  
Notary Public, Pike County, Ala.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

The Senate Bill, the title to which is set out in the above and foregoing Message from the Senate, was read one time and referred to appropriate Standing Committee as follows:

S. 321. Local Legislation No. 1.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Joint Resolutions, your signature thereto is requested:

S. J. R. 43. Extending an invitation to Governor Coleman of Mississippi to address a joint session of the Legislature of Alabama.

Also:

S. J. R. 44. Naming Senate Bill No. 16.

J. E. SPEIGHT,  
Secretary.

#### SIGNING OF SENATE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Joint Resolutions, the titles to which are set out in the above and foregoing Message from the Senate.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Joint Resolutions, your signature thereto is requested:

S. J. R. 39. Providing for recess, without pay and with certain exceptions, of the Legislature from June 28 to July 9, 1957.

Also:

S. J. R. 45. Memorializing Congress to enact legislation to prohibit judges of the U. S. District Courts from commenting on evidence in cases at hand, and to enact legislation allowing judges of the district courts of the U. S. to direct verdicts in jury cases only in accordance with the scintilla evidence rule of common law.

Also:

S. J. R. 46. Memorializing the Congress of the U. S. to propose an amendment to the Constitution, requiring the election of all federal judges and limiting terms of office.

Also:

S. J. R. 47. Memorializing Congress to call a convention for the purpose of altering the method of selecting federal judges and fixing the terms of office.

Also:

S. J. R. 48. Extending thanks to Dr. Gill, State Health Officer, and to the various State T. B. organizations for the use of the mobile chest X-ray unit.

Also:

S. J. R. 49. Naming and marking "The William Grady Stembridge Bridge" on State Highway No. 123.

J. E. SPEIGHT,  
Secretary.

## SIGNING OF SENATE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Joint Resolutions, the titles to which are set out in the above and foregoing Message from the Senate.

REPORT OF THE STANDING COMMITTEE ON RULES ON  
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill and House Joint Resolutions, to-wit:

H. 441. Relating to Dallas County: To regulate the compensation of the coroner and to provide for the payment thereof.

Also:

H. J. R. 8. Relative to memorializing the Congress of the United States to enact legislation providing for the payment to each state of one per cent of the income tax payments collected from such states.

Also:

H. J. R. 49. Relative to the death of Eugene E. Haynes, and expressing sympathy to the surviving members of his family.

Also:

H. J. R. 50. Relative to the resignation of Dr. F. Edward Lund as president of Alabama College at Montevallo.

Also:

H. J. R. 51. Relative to the death of James T. Leach of Tallapoosa County and expressing sympathy to the surviving members of his family.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

#### SIGNING OF BILL AND HOUSE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill and House Joint Resolutions, the titles to which are set out in the above and foregoing report of the Standing Committee on Rules.

#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 183. Relating to the construction, maintenance and repair of the county roads and bridges of Winston County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department and relieving the county and the officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds, including Winston County's proportionate share of the State gasoline tax, State motor vehicle license tax allocated to the county, supplies, equipment, machinery and materials for the construction, maintenance and repair of county roads and bridges; and repealing conflicting laws.

Also:

H. 538. To amend Section 7 of the Act of the Legislature of Alabama, approved June 28th, 1943, by the Governor, by which the Municipal Utilities Board of Albertville, Alabama, was created, being Act Number 287 of the regular session of the Legislature of Alabama of 1943.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

#### SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

## BILLS ON SECOND READING

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

S. 73. To fix the compensation of members of the State Board of Pardons and Paroles.

Mr. Bassett, Vice-Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 120. To authorize service of certain notices, subpoenas, citations and other writings by certified mail in lieu of service thereof by registered mail in counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census.

H. 121. To amend Section 11 of an act heretofore adopted by the Alabama State Legislature for 1956, which such act is numbered 107 and was approved by the Governor of Alabama on the 14th day of February, 1956 so that the period at the end of said Section 11 shall be changed to a semicolon and following such semicolon the following words and figures shall be added to said Section 11: 'Provided, that the word 'consecutive' years, as the same is herein referred to shall not be construed to prevent a regular employee of the City of Prichard who is otherwise qualified from obtaining credit for consecutive years of service by reason of any leave of absence or other temporary non employment as an employee of the City, if such leave of absence or other non employment shall be approved by the City Council of the City of Prichard.

H. 125. To fix the supplemental salaries of circuit judges in circuits composed of one county and having not less than four nor more than nine circuit judges; and to repeal Act No. 21, H. 74, approved May 26, 1955.

H. 127. To amend Section 1 of an act approved August 3, 1955, entitled "An Act To provide further for the compensation of the circuit solicitor in circuits composed of one county and having not less than four nor more than nine circuit judges," (Act No. 210, H. 699, Acts of 1955, Vol. I, p, 515).

H. 128. Relating to Mobile County: To amend further Sections 1 and 3 of an Act approved June 28, 1940 (Act No. 594, H. 1044, Local Acts of Alabama, 1939, p. 355), entitled "An Act to place the Sheriff of Mobile County, Alabama, on a salary basis, and to provide the salary to be paid to such officer; to provide the date on which said officer shall be placed on a salary basis; to provide for the manner of payment of said salary of such officer out of the County Treasury of Mobile County, Alabama; to provide deputies, clerks, guards, and other assistants for such officer and to provide the salaries and manner of payment of such salaries for such deputies, clerks, guards and other assistants; to provide for payment into the Treasury of Mobile County, Alabama, of all fees, fines and forfeitures collected by said officer; and to provide for the necessary equipment and supplies for said officer;" to provide for the compensation of the chief deputy sheriff; to provide for the appointment and compensation of an assistant chief deputy sheriff and a chief clerk in the office of the sheriff; and to provide for the official bond of the chief deputy sheriff, assistant chief deputy sheriff, and the chief clerk.

H. 408. To amend Section 6 of an act approved June 30, 1955, entitled "An Act To create a Hospital Board in all counties of this state having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent Federal decennial census, provide for the appointment of the members of said Board, their terms of office and compensation, to require said counties and all municipalities located within said counties to make payments to said Hospital Board to aid in the operation of a hospital in said counties and to provide care for charity patients, to require said Hospital Board to operate a hospital in said counties and to prescribe the powers and duties of said Hospital Board, and to provide for meetings of said Board and a fiscal year for the operations of said Hospital Board" (Act No. 105, S. 152, Acts of Alabama, 1955, Vol. I, p. 350).

H. 594. To amend Act No. 40, S. 4, approved March 23, 1956 (Acts of Alabama, 1956, p. 328), entitled "An Act To establish and create a court of record for Mobile County in lieu of the Inferior Criminal Court of Mobile County to be known as The Court of General Sessions of Mobile County; to provide and define the jurisdiction of said court and the terms thereof; to provide for the two judges and the officers of said court and their powers, duties and compensation, to fix the term of office of such judges; to provide rules of procedure and to fix the fees and costs of such court; to provide for the transfer of cases from the Inferior Criminal Court to the court hereby created; and to effect the repeal of the acts creating the Inferior Criminal Court of Mobile or to abolish the Inferior Criminal Court of Mobile County."

H. 595. To regulate primary and general elections of Judges of The Court of General Sessions of Mobile County.

H. 596. To regulate further costs and charges of courts in Mobile County, prohibiting any court in Mobile County from taxing as costs in any proceeding held therein any mileage fee or other such travel allowance provided sheriffs under general law for personal service of a summons or other process.

H. 597. For the relief of Joseph L. Morrison, by the payment to him of the sum of \$250.00 to enable him to pay the expense or cost to him of the services of a private physician in the treatment of him for injuries sustained on or about December 10, 1954 while in the employ of Mobile County and then and there engaged in the line and scope of his employment with Mobile County; to provide that said sum shall be payable by Mobile County from its General Funds and that this act shall be effective immediately upon its becoming a law.

H. 598. To provide for the appointment of bailiffs by the judges of the Court of General Sessions of Mobile County, to fix their compensation and to provide for the payment thereof.

H. 623. To authorize the governing body of any city or town in any county in Alabama, having a population of more than 225,000 but not more than 500,000 inhabitants according to the last or any subsequent federal decennial census, to abandon certain parks, and providing for the vesting of title to the lands forming such park after such abandonment.

H. 639. Relating to Mobile County: To fix the compensation of the register of the circuit court of Mobile County.

H. 642. Relating to Mobile County: To fix the compensation of the clerk of the circuit court of Mobile County.

H. 652. To extend, alter, rearrange and define the boundary lines and corporate limits of the Town of Georgiana, in Butler County, Alabama.

H. 665. To prescribe a rule of procedure in the circuit court of any county in the Twenty-fifth Judicial Circuit of Alabama relative to the joinder of necessary parties.

H. 666. To fix the supplemental salary of the Deputy Circuit Solicitors of the Fifteenth Judicial Circuit of Alabama to provide that said supplemental salaries shall be paid out of the general fund of Montgomery County, Alabama, and to provide when said act shall go into effect.

H. 667. To amend Section 1 of Act No. 403, S. 504, approved August 15, 1951 (Acts of Alabama, 1951, p. 725), which authorizes all cities in the State of Alabama having a population exceeding 78,000 and not exceeding 125,000 inhabitants to enact ordinances to establish and maintain a general system of pensions and retirement for the benefit of their employees.

H. 668. Further regulating the terms of service and compensation of the members of boards of equalization in counties having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census.

H. 671. To authorize the governing body of Washington County, Alabama to pay the sum of Seven Hundred and Fifty Dollars (\$750.00) out of the gasoline tax fund, road and bridge fund or any other fund in the county treasury not otherwise appropriated to reimburse Mrs. Mary K. Martin for medical and other expense in connection with the death of Mary Anna Martin, who died as a result of an automobile accident in a public road in Washington County, Alabama.

H. 673. To abolish the City Court of Jasper established by an Act approved March 29th, 1911, and to create and establish in lieu thereof, and in lieu of all justices of the peace and notaries public with powers of justices of the peace, in Precinct One of Walker County, an inferior court to be known as the Court of Common Pleas of Walker County; defining the jurisdiction and powers of said Court and the Judge thereof; providing for officers of said Court and for their compensation.

H. 674. Relating to Walker County: To authorize the City of Jasper to convey certain property to Walker College, Incorporated.

S. 150. To amend Section 11 of an act heretofore adopted by the Alabama State Legislature for 1956, which such act is numbered 107 and was approved by the Governor of Alabama on the 14th day of February, 1956 so that the period at the end of said Section 11 shall be changed to a semicolon and following such semicolon the following words and figures shall be added to said Section 11: 'Provided, that the word 'consecutive' years, as the same is herein referred to shall not be construed to prevent a regular employee of the City of Prichard who is otherwise qualified from obtaining credit for consecutive years of service by reason of any leave of absence or other temporary non employment as an employee of the City, if such leave of absence or other non employment shall be approved by the City Council of the City of Prichard.

S. 171. To create and provide for the Water Works and Sewer Board of the City of Prichard (hereinafter referred to as the Board) a special fund to be known as "The Water Works and Sewer Board Employees' Pension and Relief Fund"; to provide for the setting apart of such funds; to create a pension and relief system applicable to all permanent employees of such Board; to provide for the creation of such fund and for appropriation from the Board to make up any deficit therein; to provide how such funds shall be raised, acquired or gathered; to provide for the placement and handling of such funds; to provide for the hearing and determination of applications for pensions and relief hereunder, and for the drawing of warrants against said fund; to provide against such funds

being subject to garnishment or levy or sale under execution or otherwise; to provide payments for disabled employees of the various departments of such Board during the term of such disability, and for the retirement of such members or employees on said pension, whether by reason of term of office or disability; to provide for the appropriation for funeral expenses upon the death of any employee of the Board; to provide for the examination by proper authorities of such members or employees in case of sickness or disability; to provide for gifts, donations, legacies to such fund and for the appointment of Trustees and for the creation of a Board of Pensions for all purposes in connection herewith. To provide penalties for the violation of the provisions of this act; and provide an effective date for this act; and to provide that the invalidity or unconstitutionality of any acts, provisions or other portion of this act shall not affect the validity of any other section, provision or other portion hereof.

S. 301. To prohibit the hunting of wild deer with a rifle or carbine in the County of Colbert, and prescribing the penalty for such offense.

Mr. Lackey, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to wit:

H. 657. To authorize and make provisions for the incorporation in any City of the State of Alabama having a population of 300,000 or more according to the last or any subsequent federal census of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating buildings, structures and facilities suitable for use as manufacturing plants, industrial plants, retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with the power of eminent domain; to provide that any City for which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey, or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal funds in bonds of the



authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge, and indenture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this act shall be severable.

### INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Brannan (with notice and proof):

H. 675. To provide for and regulate the use or disposition of certain real estate acquired by the State of Alabama for highway right of way purposes for use in constructing a road, highway, or parkway from Gulf Shores to Fort Morgan in Baldwin County, Alabama.

Local Legislation No. 1.

Notice and Proof H. 675:

### LEGAL NOTICE

#### A BILL TO BE ENTITLED AN ACT

To provide for and regulate the use or disposition of certain real estate acquired by the State of Alabama for highway right of way purposes for use in constructing a road, highway or parkway from Gulf Shores to Fort Morgan in Baldwin County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. All real estate acquired by the State of Alabama, by donation, purchase, or otherwise, solely for highway right of way purposes for use in constructing a road, highway, or parkway from Gulf Shores to Fort Morgan in Baldwin County, Alabama, which real estate extends a distance of one hundred sixty-five (165) feet to the right and left of a center line designated and established by the State Highway Department in connection with Project No. S-537, shall be used, or shall be disposed of, as follows: (a) Subject to the conditions and limitations prescribed by Section 2 of this Act, the Land Agent of the Department of Conservation is hereby authorized to dispose of all such real estate in excess of sixty-five (65) feet to the left and right of the center line designated and established by the State Highway Department in connection with said Project No. S-537. (b) The State Highway Department shall, after the effective date of this Act, exercise exclusive jurisdiction and control over such real estate for a distance of sixty-five (65) feet to the left and right of the center line designated and established by the State Highway Department in connection with said Project No. S-537.

Section 2. All real estate which the Land Agent is authorized to dispose of under the provisions of this act shall be disposed of as follows.

(a) If any parcel of such real estate was donated to the State, the original owner thereof, or his heirs, assigns or transferees, may acquire such parcel of real estate, without payment of any consideration whatsoever, by filing a claim with the Land Agent within one hundred eighty days from the effective date of this Act.

(b) if any parcel of such real estate was purchased by the State, whether through condemnation proceedings or otherwise, the original owner thereof, or his heirs, may acquire such parcel of real estate by filing a claim therefor with the Land Agent within one hundred eighty days from the effective date of this Act, and by paying to the Land Agent an amount equal to the original purchase price by the State in the acquisition of such parcel of real estate.

(c) If the original owner of any such parcel of real estate, or the heirs of such original owner, fails to file a claim for such real estate in the manner and within the time prescribed by either subsection (a) or subsection (b) of this Section, then the owner of the land adjoining or abutting such parcel of real estate shall be given the opportunity of acquiring such real estate by paying to the Land Agent the fair and reasonable market value thereof.

(d) If the original owner of any such parcel of real estate, or the heirs of such original owner, fails to file a claim for such real estate, in the manner and within the time prescribed by either subsection (a) or subsection (b) of this Section, and if the owner of the land adjoining or abutting such parcel of real estate does not desire to acquire such real estate by paying to the Land Agent the fair and reasonable market value thereof, as provided for in subsection (c) of this Section, then the Land Agent may sell such real estate to the highest bidder, after advertising for bids once each week for four successive weeks in some newspaper of general circulation published in the county. All real estate disposed of under the provisions of this Act shall be conveyed by deed, executed by the Land Agent of the Department of Conservation in the name of the State.

Section 3. All real estate over which exclusive jurisdiction and control is vested in the State Highway Department under the provisions of this Act shall be used for highway right of way purposes, and the highway thereon shall be constructed, repaired, and maintained by the State Highway Department in the same manner as other state highways are constructed, repaired and maintained.

Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. All laws or parts of laws which conflict with this Act are repealed.

Section 6. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

(4t May 9, 16, 23, 30)

#### AFFIDAVIT OF PUBLICATION

I, E. M. Howell, publisher of The Onlooker, published at Foley, Ala., do solemnly swear that a copy of the above notice, as per clipping attached, was published once each week in the regular and entire edition of said newspaper, and not in any supplement thereof, for 4 consecutive weeks, commencing with the issue dated May 9, 1957, and ending with the issue dated May 30, 1957.

E. M. Howell.

Subscribed and sworn to before me this 1st day of July, 1957.

Claude Peteet,  
Notary Public.

My commission expires July 18, 1959.

By Mr. Brannan:

H. 676. Making an appropriation from the state treasury for the relief of Barney Davis of Foley, Alabama.

Ways and Means.

By Messrs. Lee (Barbour), Nolen, McLendon, Crook, Thomas, Goodwyn, Boyd, Adams (Tallapoosa), Brown (Lee) and Johnson (Tallapoosa):

H. 677. Providing for the relocation of utility facilities, when necessitated by Federal-aid highway projects, and the payment of the cost of such relocation by the State as a highway construction cost with reimbursement from Federal funds as provided in the Federal-Aid Highway Act of 1956; prescribing the powers and duties of the state highway director in regard thereto; and providing the method of reimbursing said utilities.

Local Government.

By Mr. Locke (Choctaw) (with notice and proof):

H. 678. To provide for the payment of expenses incurred by members of the court of county commissioners, board of revenue, or like governing body of Choctaw County which are incurred in the performance of their duties.

Local Legislation No. 1.

Notice and Proof H. 678:

STATE OF ALABAMA  
COUNTY OF CHOCTAW

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To provide for the payment of expenses incurred by members of the court of county commissioners, board of revenue, or like governing body of Choctaw County which are incurred in the performance of their duties.

Be It Enacted by the Legislature of Alabama:

Section 1. Each member of the court of county commissioners, board of revenue, or like governing body of Choctaw County, not including the president or chairman thereof, shall each be entitled to receive from the county treasury the sum of fifty dollars (\$50) per month for expenses incurred by the use of his privately owned automobile and otherwise in the performance of his duties. Such expenses shall be paid at the end of each month on warrant approved by the court of county commissioners, board of revenue, or like county governing body, on any funds in the county treasury not otherwise appropriated.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF CHOCTAW

Before me, the undersigned authority in and for said County in said State, this day personally appeared D. D. Blount, who, being by me first duly sworn, deposes and says that during the times herein mentioned he

was publisher of The Choctaw Advocate, a newspaper of general circulation published in Choctaw County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on 5/30, 6/6, 6/13, and 6/20, all in the year 1957.

D. D. Blount.

Sworn to and subscribed before me July 1, 1957.

F. N. Bruister,  
Circuit Clerk.

By Mr. Taylor:

H. 679. To repeal the act approved May 26, 1953, entitled "An Act To provide for the speed of motor vehicles on the highways of this State; to make it a misdemeanor to violate the provisions hereof, and to provide for the punishment thereof" (Act No. 22, H. 1, 1953 Acts 25).

Transportation.

By Messrs. Speaks, Hanby, Gist, Nolen, Vacca, Grouby, Tyson, Hodges, Johnson (Elmore), Hain, Steagall, Gilmer, Callahan, McKay, Shumate, Hunt, Albea, Brassell, Brannan, Law, Nettles, Ferrell, Money, Harrison, Selman and Dement:

H. 680. Providing for the conversion of the Mountain Creek Cemetery site and the former site of Mountain Creek Confederate Soldiers' Home into a Confederate Memorial Park; creating the Confederate Memorial Board for the purpose of converting the Mountain Creek site into the Confederate Memorial Park; providing for the appointment of the members of the Board, and for their powers, duties, terms, and compensation; providing for the maintenance of the Confederate Memorial Park as an historical site of the State, and making an appropriation.

Judiciary.

By Messrs. Speaks, Gist, Grouby, Tyson, Hodges, Johnson (Elmore), Steagall, Callahan, Vacca, Franklin, Shumate, Hunt, Law, Ferrell, Money, Harrison, Dement, and Selman:

H. 681. To provide a scholarship program for the training of teachers; and to make an appropriation therefor.

Ways and Means.

By Messrs. Bradford and McNider:

H. 682. Relating to the registration of voters in counties having a population of not less than 26,000 nor more than 26,600, according to the last or any subsequent federal decennial census; relieving the members of the boards of registrars in such counties of the duty of visiting precincts or voting places in the performance of their official duties.

Local Legislation No. 1.

By Mr. Huddleston:

H. 683. Relating to the Thirty-first Judicial Circuit; providing for separation of the jury in the circuit courts of the counties composing such circuit (Colbert and Franklin) by consent.

Local Legislation No. 1.

By Mr. Huddleston (with notice and proof):

H. 684. Regulating through licensure the occupation of plumbing in Colbert County, Alabama; creating a board of plumbers examination and registration in such county for the purpose of examining and licensing master plumbers and journeyman plumbers; providing for the appointment and term of office of members of such board and prescribing the organization, powers and duties of the board; fixing standards for master

and journeyman plumbers and prescribing examination and certification fees and authorizing their collection and disbursements; authorizing the revocation and renewal of such certifications and prescribing the procedures therefor; and providing penalties for violations of this Act.

Local Legislation No. 1.

Notice and Proof H. 684:

STATE OF ALABAMA  
COUNTY OF COLBERT

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Regulating through licensure the occupation of plumbing in Colbert County, Alabama; creating a board of plumbers examination and registration in such county for the purpose of examining and licensing master plumbers and journeyman plumbers; providing for the appointment and term of office of members of such board and prescribing the organization, powers and duties of the board; fixing standards for master and journeyman plumbers and prescribing examination and certification fees and authorizing their collection and disbursement; authorizing the revocation and renewal of such certifications and prescribing the procedures therefor; and providing penalties for violations of this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. DEFINITIONS AND SCOPE. This Act shall apply only in Colbert County, Alabama. "Plumbing," as used in this Act, is the installation, repair or replacement of pipes, fixtures, or other apparatus necessary either for supplying water or for removing liquid or water-borne waste. The term is also used to denote installed fixtures, drainage, vents, and water distribution systems. A "master plumber," within the meaning and for the purpose of this Act, shall be held to mean and to include any person, firm or corporation engaged in or proposing to engage in the business of contracting to do or superintending the installation of plumbing, either or both, but if such applicant for registration be an individual, he must either qualify himself to be a licensed master plumber or must continually keep in his active employ a duly registered and licensed master plumber, and, if such licensee be a firm or corporation, at least one active member of such firm or corporation, must be a duly registered master plumber, actively and continuously connected with the conduct of said business.

A "journeyman plumber" within the meaning of this Act is any person, other than a master plumber, who engages in or works at the actual installation, alteration, repair and renovation of plumbing and who has successfully fulfilled the examination and requirements of the board.

Section 2. PURPOSE AND CONSTRUCTION. This Act shall be construed in furtherance of the purpose thereof, which is the promotion of the public safety, health and general welfare.

Section 3. PLUMBING EXAMINING BOARD. There is hereby created a board to be known as the board of plumbers examination and registration of the County. Said board shall consist of five members, each of whom shall be a citizen of the United States and a resident of the State of Alabama. Members of the board and their successors shall be appointed by the probate judge of the county, and shall hold office for

terms of four (4) years or until their successors are appointed and qualified. They shall receive no compensation for their services as members of the Board. Two members shall be master plumbers as defined by this Act, two members shall be journeyman plumbers as defined by this Act, and one member shall be the public health officer of the county.

**Section 4. MEETING OF THE PLUMBERS EXAMINING BOARD.** The Board shall hold its first meeting not later than forty (40) days following the effective date of this Act, and thereafter shall meet at such intervals as may be necessary for the proper performance of its duties, but in any case not less than once each year. The first meeting of the Board shall be at the county courthouse, and subsequent meetings shall be held at such places in the county as the Board shall direct. At the first meeting of the Board the Board shall elect one of its members as President of the Board and one of its members as Secretary-Treasurer, and shall designate their terms as such officers. Three (3) members of said Board shall constitute a quorum for the transaction of any business which may come before the Board.

**Section 5. DEPOSIT AND DISBURSEMENT OF FUNDS; BOND OF THE SECRETARY-TREASURER.** All fees collected hereunder by the Board shall be deposited by the Board in a depository approved by the probate judge of the county. Drafts shall be drawn upon such fund in accordance with the rules and regulations prescribed by the Board.

The Secretary-Treasurer of the Board shall, before entering upon the duties of his office, make and file with the probate judge of the county an official bond in the sum of Five Thousand Dollars (\$5000.00), premiums on the same to be paid out of the funds of said Board, said bond to be executed by an approved surety company, qualified to do business in Alabama and acceptable to the probate judge.

**Section 6. EXAMINATION AND CERTIFICATION.** It shall be unlawful for any person, firm or corporation to do or perform, or to contract, direct or superintend any plumbing within any incorporated city or town in Colbert County unless such person has first received a certificate of competency, hereinafter referred to as "certificate," and unless such certificate is in force and effect at the time such plumbing is done, directed or superintended; except as hereinafter provided.

It shall be the duty of the Board to examine and pass upon the qualification of every person who may apply for a journeyman plumber's certificate upon forms provided by the Board. Such applicant shall be examined, orally or in writing, upon the fundamentals of plumbing, the theory and practice of plumbing installation and construction, and the experience and ability of the applicant in practical plumbing installation and construction; and if such applicant be found to possess an accurate knowledge of the theory and correct practice of plumbing installation and construction, and sufficient experience and ability in plumbing installation and construction to safely and competently apply his knowledge and practice, the Board shall issue to him a certificate upon his first paying all fees herein prescribed.

It shall be the duty of said Board to examine and pass upon the qualifications of every person who may apply for a master plumber's certificate upon forms provided by the Board. Such applicant for a master's certificate shall be examined as an applicant for a journeyman's certificate, as hereinabove required to be examined, and also upon his knowledge, training and ability, in the plumbing, laying out, and supervision of plumbing installation and construction work; and if such applicant for a master's certificate be found to possess the qualifications hereinabove prescribed for issuance of a journeyman's certificate, and also sufficient knowledge, training, and ability to competently and safely plan, lay out

and supervise plumbing installation and construction work, he shall be issued a master plumber's certificate by said board. The examination required of an applicant for a permit as a master plumber or journeyman plumber may be waived by the Board as to any person who furnishes satisfactory proof to the Board that he is a person of good moral character, and that he has been actively engaged as a master plumber or as a journeyman plumber, and duly licensed as such under the general laws of the State of Alabama, as the case may be, for at least two years, provided that such person files an application in writing for waiver with the Board, which application shall be accompanied by an affidavit giving the name or names of persons, firms or corporations, and the addresses thereof, by whom he has been employed, or for whom he has done plumbing work, during said two years of his engaging in said trade. And, provided, further, that said application be filed within six months after the passage of this Act. Except as herein provided in this section, no person shall be issued a certificate without passing the prescribed examination; provided, however, that a person after having passed said examination, shall not be required to take said examination thereafter in order to secure a certificate in subsequent years. At least four (4) examinations per year shall be conducted, at a time and place prescribed by the Board after reasonable notice thereof.

**Section 7. REEXAMINATION.** Any person who fails to pass an examination may, upon payment of the regular examination fee, be re-examined at any subsequent examination given by the Board.

**Section 8. EXAMINATION FEE.** Any person filing application to be examined as a master plumber, shall pay a fee of \$25.00; and any person filing application to be examined as a journeyman plumber, shall pay a fee of \$15.00. Said fees shall accompany the application and shall not be returnable.

**Section 9. ANNUAL CERTIFICATE FEES.** Before any person engages in the business of master plumber, he shall secure an annual master plumber's certificate for which he shall pay a certificate fee of \$15.00. Before any person engages in the business of, or is employed as, a journeyman plumber he shall secure an annual journeyman plumber's certificate for which he shall pay a fee of \$5.00. The certificates provided for herein shall be issued by the Board upon the payment of the prescribed fees. All annual certificates shall expire on December 31 of the year in which they are issued. The certificate fees herein prescribed shall be in addition to all privilege or license taxes otherwise levied.

**Section 10. TEMPORARY CERTIFICATE.** The Board may issue a temporary revocable certificate to any person pending such person's examination for a certificate, if such person furnishes satisfactory proof that he holds a license or certificate to practice as a master or journeyman plumber in any state or county wherein plumbers are required to meet prescribed standards before engaging in the trade of master or journeyman plumber. Any such temporary certificate during the effective period thereof, shall have the force and effect of an annual certificate; but no such temporary certificate shall be effective for a period of more than ninety (90) days from the issuance thereof, or until the next examination whichever is longer. Prior to receiving any such temporary certificate, the applicant therefor shall be required to pay to the Board one half of the annual certificate fee provided for master plumber or journeyman plumber, as the case may be.

**Section 11. REVOCATION OF CERTIFICATES.** The Board may revoke or suspend any certificate if obtained through concealment, misstatement or misrepresentation of any material fact in the application for such certificate, or for a willful violation of any law or ordinance pertaining to the business of the holder of such certificates. Before a certifi-

cate may be revoked the holder thereof shall have notice in writing, enumerating the charges against him, and be entitled to a hearing by the Board not sooner than five (5) days from receipt of notice. The holder of such certificate shall be given an opportunity to present testimony, oral or written, and right of cross examination and representation by counsel. All testimony shall be given under oath. The Board shall have power to administer oaths, issue subpoenas, and compel the attendance of witnesses.

The decision of the Board shall be based on the evidence produced at the hearing and made a part of the record thereof. Any person whose certificate has been revoked shall not be permitted to apply for a license for one year from the date of revocation.

Hearings shall be conducted by a hearing officer appointed by the Board. Said hearing officer may be a Board member or such other person as the Board may deem fit and proper to hold such hearing. The testimony adduced at said hearing, along with all other proceedings, shall be taken down by a competent stenographer and shall be preserved as a record of the Board and shall be open to the public inspection at all reasonable times. A copy of said record so adduced shall be furnished to each member of the Board, and no license shall be revoked unless a majority of the Board members concur with the revocation of same.

No license shall be issued to any licensee whose license shall have been revoked by the Board after such hearing until one year after the date of such revocation unless the licensee whose license was so revoked shall enter into a bond with good and sufficient surety in the penal sum of one thousand dollars (\$1000.00) to faithfully comply with the provisions of this Act and of all rules and regulations and codes adopted by the Board, provided, however, that such licensee whose license was so revoked may within five (5) days after such revocation appeal from the Board's decision or revocation to the circuit court of the county.

**Section 12. MASTER PLUMBER'S BOND.** In order to protect the public from damages arising from plumbing or plumbing work failing to comply with the requirements of any state laws applicable thereto, or with the ordinances of any municipal corporation applicable thereto, it is hereby provided that before any person engages in the business of master plumber, he shall execute and deposit with the judge of probate in the county a bond in the sum of two thousand dollars (\$2000.00). Such bond shall be executed by a surety authorized and qualified to write surety bonds in the State of Alabama, and shall be approved by the probate judge. Such bond shall be conditioned upon all plumbing work done or supervised by such master plumber complying with the provisions of any laws or ordinances relating to plumbing and applicable thereto. Action on such bond may be brought against the principal and surety thereon, in the name of, and for the benefit of, any person who suffers damages as a consequence of said master plumber's work not conforming to the requirements of any laws or ordinances pertaining to plumbing and applicable thereto, provided, however, that the aggregate liability of the surety to all persons so damaged shall, in no event, exceed the sum of said bond.

**Section 13. WRONGFUL USE OF CERTIFICATE.** No person who has obtained a certificate shall allow his name to be used by another person, either for the purpose of obtaining permits, or doing business or work under his certificate; and every person certified shall notify the Board of the address of his place of business and the name under which such business is carried on, and shall give immediate note to the Board of any change in either.

**Section 14. ACTS, WORKS AND CONDUCT PERMITTED, WITHOUT LICENSE.** The following acts, work and conduct may be per-



formed by anyone, without license or certificate, provided, however, that all work and services herein named or referred to shall be subject to an inspection and approval in accordance with the terms of all state laws and applicable municipal ordinances:

(A) Plumbing work done by a property owner in or about a building owned or occupied by him so long as such plumbing work does not necessitate tying into waste or sewer lines on the outlet side of a trap.

(B) Plumbing work done by anyone who is regularly employed or acting as a maintenance man or maintenance engineer incidental to and in connection with the business in which he is employed and engaged, provided said plumbing work is done on the premises of said employer, and such employee does not engage in the occupation of a plumber for the general public.

(C) Maintenance and reinstallation work done upon the premises or equipment of a railroad, other businesses or industry, by an employee thereof who does not engage in the occupation of a plumber for the general public.

(D) Plumbing work done by persons engaged by any public service company in the laying, maintenance and operation of its service mains or lines and the installation, alteration, adjustment, repair, removal and renovation of all types of appurtenances, equipment and appliances, provided such plumbing work does not necessitate tying into waste or sewer lines on the outlet side of a trap.

(E) Appliances or fixture installations and service work done in connecting appliances or fixtures to existing piping installations, including fixtures with built-in traps, provided, however, that no person other than a plumber defined by this Act shall be permitted to install traps, closet combinations or commodes.

(F) Any person may install water heaters, provided, however, a permit has been obtained from the municipality for such installation where the same is required by municipal ordinance.

(G) Any person may install washing machines to existing piping installation or waste lines, provided such plumbing work does not necessitate tying into waste or sewer lines on the outlet side of the trap.

Section 15. PENALTY. Any person who is convicted of doing or committing any act prohibited hereby, or of failing or omitting to do any act required hereby or of knowingly and willingly make any false statement to the Board concerning his application to or examination by the Board, with the intent to deceive, shall be guilty of a misdemeanor, and upon conviction shall be fined not less than \$10.00 and not more than \$500.00 for each offense; and each day's violation shall constitute a separate offense.

Section 16. REPEAL OF INCONSISTENT LAWS. All laws, and parts of laws, whether general, special or local, in conflict with the provisions of this Act, are hereby repealed.

Section 17. If, for any reason, any clause, sentence, subsection, or section, or provision of this Act, or the application thereof to any person, body, situation or circumstance is held invalid or inoperative, the remainder of this Act and the application thereof to any other person, body, situation or circumstance shall not be affected thereby.

Section 18. This Act shall take effect immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

June 14, 21, 28, July 5c

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF LAUDERDALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Louis A. Eckl, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the Standard and Times, a newspaper of general circulation published in Colbert County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 14, June 21, June 28, and July 5, all in the year 1957.

Louis A. Eckl.

Sworn to and subscribed before me this 6th day of July, 1957.

L. H. Baker,  
Notary Public.

By Mr. Huddleston (with notice and proof):

H. 685. Relating to Colbert County: To authorize the board of revenue, court of county commissioners, or like governing body of Colbert County to call an election in the county for the purpose of determining whether or not the county governing body may levy an additional county privilege or excise tax on tobacco and certain tobacco products; prescribing the power, duties, and authority of the county governing body in the collection and enforcement of the tax, if imposed; prescribing the method or manner of evidencing the payment of the tax, if imposed, through the use of stamps, and allowing a discount for handling tobacco tax stamps; providing that the proceeds of the tax, if imposed, shall be used exclusively for the purpose of acquiring, constructing, equipping, enlarging, improving, maintaining, and operating a public hospital in the county; and prescribing penalties for violations of the Act.

Local Legislation No. 1.

Notice and Proof H. 685:

STATE OF ALABAMA  
COUNTY OF COLBERT

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Colbert County: To authorize the board of revenue, court of county commissioners, or like governing body of Colbert County to call an election in the county for the purpose of determining whether or not the county governing body may levy an additional county privilege or excise tax on tobacco and certain tobacco products; prescribing the power, duties, and authority of the county governing body in the collection and enforcement of the tax, if imposed; prescribing the method or manner of evidencing the payment of the tax, if imposed, through the use of stamps, and allowing a discount for handling tobacco tax stamps; providing that the proceeds of the tax, if imposed, shall be used exclusively for the purpose of acquiring, constructing, equipping, enlarging, improving, maintaining, and operating a public hospital in the county; and prescribing penalties for violations of the Act.

Be It Enacted by the Legislature of Alabama:

Section 1. The board of revenue, court of county commissioners, or like governing body of Colbert County is hereby authorized to call an election of the qualified electors of the county for the purpose of determining whether or not the county governing body may levy an additional county privilege or excise tax on tobacco and certain tobacco products. Due notice of the time of holding the election and of the purpose of the election must be given by the sheriff at least thirty days prior to the date the election is to be held, by publication in some newspaper in the county, and by posting such notice at the courthouse door and at three other public places in the county. The county governing body shall provide for the holding of the election on the date specified in the notice. If the question of levying the special tax authorized herein fails to carry at such election, that fact shall not preclude the submission of the question to the voters of the county at a subsequent election held at any time not less than two years from the date of the preceding election.

Section 2. The county governing body shall declare the result of the election, and if a majority of the electors voting on the question have voted in favor of such special tax, the county governing body may by ordinance or resolution levy, in addition to all other taxes of every kind now imposed by law a county privilege or excise tax in the following amounts for the sale, storage, or delivery of the following named tobacco and tobacco products:

(a) Two cents (\$0.02) for each package of cigarettes, made of tobacco or any substitute therefor.

(b) One cent (\$0.01) for each cigar of any description made of tobacco or any substitute therefor.

(c) One cent (\$0.01) for each sack, can, package, or other container of smoking tobacco, including granulated, plug cut, crimp cut, ready rubbed, and other kinds and forms of tobacco which is prepared in such manner as to be suitable for smoking in a pipe or cigarette.

(d) One cent (\$0.01) for each sack, plug, package, or other container of chewing tobacco, which tobacco is prepared in such manner as to be suitable for chewing only and not suitable for smoking as described in subsection (c) of this section.

(e) One cent (\$0.01) for each can, bottle, glass, tumbler, package, or other container of snuff made of tobacco or any substitute therefor.

Section 3. The tax herein authorized, when levied in accordance with the provisions of this Act, shall be paid through the use of stamps, bearing the words "Colbert County Public Hospital Tax." Stamps in denominations to the amount of the tax shall be affixed to the box or other container from or in which the tobacco products taxed are normally sold at retail, and shall be affixed in such manner that their removal will require continued application of water or steam; and in case of cigars, chewing tobacco, and like tobacco products, where sales are made from the original box or container, the stamps must be affixed to the box or container in such a way that such stamps shall be torn or mutilated when such containers or boxes are opened for the sale of the tobacco products enclosed therein. In the case of cigarettes, snuff, smoking tobacco, and like tobacco products, sold at retail in any sack, can, bottle, or other such package or container, the required amount of stamps to cover the tax shall be affixed to each individual package or container.

Section 4. If the tax herein authorized is imposed the board of revenue, court of county commissioners, or other like governing body of Colbert County shall provide for the preparation and issuance of stamps

by the clerk of the county governing body. When wholesalers or jobbers, who have qualified as such in accordance with any rules and regulations of the county governing body, desire to purchase stamps as prescribed herein for use on taxable tobaccos sold and delivered by them, the county governing body shall allow on such sales of tobacco tax stamps a discount of two percent (2%) of the entire amount of the sale.

Section 5. The board of revenue, court of county commissioners, or other like governing body of Colbert County shall promulgate and adopt such rules and regulations, not inconsistent with the provisions of this Act, as may be necessary for the proper administration and enforcement of the Act. The county governing body shall also provide the necessary officers and employees to collect and enforce the tax, if imposed, and shall fix the compensation of such officers and employees. The compensation of such officers and employees and the expenses necessary and incident to collecting and enforcing the tax shall be paid out of the proceeds of the tax.

Section 6. After the tax herein authorized has been levied in accordance with the provisions of this Act, no person, firm, or corporation shall sell, store, or distribute tobacco or tobacco products which are subject to such tax, without complying with the provisions of this Act and the rules and regulations promulgated and adopted by the county governing body pursuant thereto, and paying any and all tax which such person, firm, or corporation may be liable under this Act. Every person, firm, or corporation selling, storing, or distributing in Colbert County any tobacco or tobacco products shall keep such books, documents, papers, and other such records as will enable the county governing body, or an authorized employee thereof, to determine the amount of the tax due the county under this Act, and such records shall at all reasonable times be open to inspection by the county governing body, or any officer or employee thereof charged with the duty of collecting and enforcing the tax.

Section 7. The proceeds of the tax authorized by this Act, if imposed, less the cost of collection as provided herein, shall be paid into the county treasury, and all revenues arising therefrom shall be appropriated by the county governing body for the use of any public corporation which may be organized in the county for the purpose of acquiring, constructing, equipping, enlarging, improving, operating, and maintaining a hospital in the county. Such public corporation may pledge any portion of such revenues as security for the payment of the principal of and the interest on any bonds, securities or other notes or evidences of indebtedness heretofore, or which hereafter may be, issued by such corporation for the purpose of acquiring, constructing, equipping, enlarging, and improving a hospital in the county; and any portion of the proceeds of the tax not so pledged shall be used for the support, maintenance, and operation of such hospital.

Section 8. Any person, firm, or corporation subject to the tax hereby authorized, who fails to comply with any rule or regulation promulgated and adopted by the county governing body pursuant to this Act, may be restrained by proper legal proceedings from engaging in business in Colbert County, until he shall have complied with such rules and regulations. Such proceedings shall be instituted in the name of the county.

Section 9. Any person, firm, or corporation who violates any provisions of this Act, or any rules or regulations promulgated and adopted by the county governing body pursuant to this Act, shall, upon conviction thereof, be fined not less than one hundred nor more than five hundred dollars.

Section 10. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 11. All laws or parts of laws which conflict with this Act are repealed.

Section 12. This Act shall become effective on the first day of the first month next following the date of its enactment.

June 14, 21, 28, July 5c

### PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF LAUDERDALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Louis A. Eckl, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the STANDARD AND TIMES, a newspaper of general circulation published in Colbert County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 14, June 21, June 28, and July 5th, all in the year 1957.

LOUIS A. ECKL.

Sworn to and subscribed before me This July 6th, 1957.

L. H. BAKER.  
Notary Public.

By Mr. Huddleston:

H. 686. Proposing an amendment to the Constitution relating to the compensation of certain officers of Colbert County.

Local Legislation No. 1.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Crook and McLendon:

H. 687. To propose an amendment to the Constitution of Alabama relative to the industrial development of Bullock County.

Local Legislation No. 1.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Law and Johnson (Elmore) (with notice and proof):

H. 688. Relating to Elmore County: To provide for a Clerk in the office of the Clerk of the Circuit Court of Elmore County, Alabama; to fix the method and basis of such Clerk's employment and compensation, and to designate the fund from which payable; to repeal all laws in conflict herewith; to provide that the partial invalidity of this Act shall not affect the remainder thereof; and to fix the time when this Act shall become effective.

Local Legislation No. 1.

Notice and Proof H. 688:

### NOTICE

Notice is hereby given that upon completion of the publication of this notice, and after thirty (30) days from the date of the first publication hereof and at the present session of the Legislature of Alabama, application will be made to the Legislature of Alabama for the passage and approval of a certain bill relating to Elmore County, in substance as follows:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Elmore County: To provide for a Clerk in the office of the Circuit Court of Elmore County, Alabama; to fix the method and basis of such Clerk's employment and compensation, and to designate the fund from which payable; to repeal all laws in conflict herewith to provide that the partial invalidity of this Act shall not affect the remainder thereof; and to fix the time when this Act shall become effective.

Be It Enacted by the Legislature of Alabama:

Section 1. The Clerk of the Circuit Court of Elmore County, Alabama, is hereby authorized to employ a clerk, if in his judgment it is necessary to the proper functioning of his office, said clerk to serve at the will and pleasure of the Clerk of the Circuit Court of Elmore County, Alabama. The Clerk of the Circuit Court of said County shall fix the salary of such Clerk at Fifteen Hundred (\$1500.00) Dollars per annum.

Section 2. The salary of said clerk appointed as hereinbefore provided shall be paid out of the General Fund of Elmore County, Alabama, in equal monthly installments of One Hundred Twenty-five (\$125.00) Dollars per month, said payments to be made by warrant drawn by the Court of County Commissioners of Elmore County, Alabama.

Section 3. Should any clause, sentence, paragraph, part or section of this act be invalid, such invalidity shall not affect, impair or invalidate the remainder of this Act.

Section 4. All laws, general, local and special, in conflict herewith, are hereby repealed insofar as they conflict herewith.

Section 5. This act shall become effective on the first day of the month next succeeding its passage and approval, or its otherwise becoming a law.

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PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF ELMORE

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. H. Golson, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Wetumpka Herald, a newspaper of general circulation published in Elmore County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 6, June 13, June 20, and June 27, all in the year 1957.

W. H. GOLSON.

Sworn to and subscribed before me 8 July, 1957.

ELAINE HOLLY.  
Notary Public.

By Messrs. Law and Johnson (Elmore) (with notice and proof):

H. 689. Relating to Elmore County: Authorizing and directing the Court of County Commissioners of the County of Elmore to pay to James E. Johnson the sum of One Hundred Fifty (\$150.00) Dollars out of the general fund of Elmore County, Alabama.

Local Legislation No. 1.

Notice and Proof H. 689:

### NOTICE

Notice is hereby given that upon completion of the publication of this notice, and after thirty (30) days from the date of the first publication hereof and at the present session of the Legislature of Alabama, application will be made to the Legislature of Alabama for the passage and approval of a certain bill relating to Elmore County, in substance as follows:

### A BILL TO BE ENTITLED AN ACT

Relative to Elmore County: Authorizing and directing the Court of County Commissioners of the County of Elmore to pay to James E. Johnson the sum of One Hundred Fifty (\$150.00) Dollars out of the general fund of Elmore County, Alabama.

Whereas, on or about November 4, 1955, James E. Johnson was in the employ of the County of Elmore, driving a truck for said County, and while engaged in said duty was involved in an automobile accident wherein an automobile belonging to one E. L. Evans was damaged, and

Whereas, by reason of said accident demand was made upon the said James E. Johnson personally to account for said damages, and he paid out of his own funds the sum of One Hundred Fifty (\$150.00) Dollars in compromise thereof, and

Whereas, as a matter of equity and good conscience, his employer, the County of Elmore, should pay for said damages and reimburse the said James E. Johnson,

Now Therefore:

Be It Enacted by the Legislature of Alabama:

Section 1. That the Court of County Commissioners, the governing body of the said County of Elmore, is hereby authorized, empowered and directed to pay to the said James E. Johnson, out of the general fund of said County, the sum of One Hundred Fifty (\$150.00) Dollars, to reimburse him for the amount paid out by reason of the facts set out in the foregoing preamble.

Section 2. That upon the passage and approval of this act, or its otherwise becoming a law, the said James E. Johnson may present his claim for the foregoing amount, whereupon the said governing body of Elmore County shall approve the same and the Judge of Probate shall issue a warrant, in the form now provided for all claims against the County from the general fund of said County. 6june4t

### THE STATE OF ALABAMA ELMORE COUNTY

Before me the undersigned authority personally appeared W. H. Golson, who by me first being duly sworn deposes and says that he is the Publisher of The Wetumpka Herald, a weekly newspaper published at Wetumpka, in Elmore County, Alabama, and that the attached notice Notice: A Bill to be entitled An Act Authorizing and directing the Court of County Commissioners of the County of Elmore to pay to James E. Johnson \$150.00. was published in said newspaper for 4 successive weeks to wit: June 6, 13, 20, 27, 1957.

W. H. GOLSON.  
Publisher of, The Wetumpka Herald.

Sworn to and subscribed before me this the 5 day of July, 1957.

ELAINE HOLLEY,  
Notary Public.

By Mr. Ramey:

H. 690. To provide a retirement benefit to any state employee who had attained age 60 on or before October 1, 1945, who declined membership in the Alabama Employees' Retirement System in the manner prescribed in Section 3 of Act 515 approved July 9, 1945, and who retires with a minimum of fifteen years of service as a state employee; and to provide a supplement to the retirement benefits of certain state employees who are now or will be retired by the Board of Control of the Employees' Retirement System under the provisions of Act 515, approved July 9, 1945; to set forth the requirements under which said retirement and supplemental benefits shall be granted; and to provide for the management of the fund from which said assistance payments shall be made; and to repeal Act 40 approved June 3, 1953 relating to certain benefits to retired state employees, and to provide the appropriation necessary to carry out the provisions of this Act.

Ways and Means.

By Mr. Adams (Jefferson):

H. 691. To amend Section 13 of Title 19, Code of Alabama 1940, which relates to the assessment of damages when lands are condemned for public purposes and the duties of the commissioners in assessing such damages.

Judiciary.

By Mr. Adams (Jefferson):

H. 692. To exempt barbers, barber apprentices and students of barbering from coverage under the Unemployment Compensation Act.

Business and Labor.

By Mr. Adams (Jefferson):

H. 693. To amend Section 436, Title 37, Code of Alabama (1940), so as to further regulate the authority of city councils to condemn buildings or other structures as dangerous.

Local Government.

By Mr. Adams (Jefferson):

H. 694. To authorize a testator during his lifetime to file his will for safekeeping with the judge of probate; prescribing the manner of filing and keeping such wills; providing for and regulating the opening or delivery of such wills upon the death of the testator; placing certain duties relative to such wills on the probate judge, prescribing his fee therefor and the penalty for his failure to perform these duties.

Judiciary.

By Messrs. Vacca, Adams (Jefferson), Nice, Perry, Edwards (Jefferson), Lackey and Kaul (with notice and proof):

H. 695. An Act to amend Sections 2, 3 and 7 of Act No. 470 of the Regular Session of the Legislature of Alabama of 1955, approved September 9, 1955, entitled "An Act to provide a separate retirement and relief system for certain of the presently active employees of the city of Birmingham who entered the service of the police department of said city prior to September 19, 1939, and to whom is applicable the pension and relief system provided by Act No. 502 of the regular session of the legislature of 1923, as reenacted and amended: To include in said separate system dependents of said presently active employees; and to render said Act No. 502 inapplicable to said certain presently active employees and their dependents."

Local Legislation No. 2.



Notice and Proof H. 695:

### NOTICE

Notice is hereby given of intention to apply at the 1957 regular session of the Legislature of Alabama for introduction and passage of a bill the substance of which, as distinguished from detail, is and will be the substance, as distinguished from detail, of the following:

### A BILL TO BE ENTITLED AN ACT

An Act to amend Sections 2, 3 and 7 of Act No. 470 of the Regular Session of the Legislature of Alabama of 1955, approved September 9, 1955, entitled "An Act to provide a separate retirement and relief system for certain of the presently active employees of the City of Birmingham who entered the service of the police department of said city prior to September 19, 1939, and to whom is applicable the pension and relief system provided by Act No. 502 of the regular session of the legislature of 1923, as reenacted and amended: To include in said separate system dependents of said presently active employees; and to render said Act No. 502 inapplicable to said certain presently active employees and their dependents."

Be It Enacted by the Legislature of Alabama:

Section 1. That Section 2 of Act No. 470 of the Regular Session of the Legislature of Alabama of 1955, approved September 9, 1955, be and said Section 2 hereby is amended to read as follows:

Section 2. DEFINITIONS.—The following words, terms and phrases wherever used in this act, including this section, shall have the meanings respectively ascribed to them in this section, unless the context plainly indicates otherwise or that a more restricted or extended meaning is intended:

"The City": The City of Birmingham.

"The 1923 system": The pension and relief system provided by Act No. 502 of the regular session of the legislature of 1923, whether as originally enacted or as reenacted or amended.

"The system": The retirement and relief system established by this act.

"In the service": In the service of the city as a member (other than a reserve force member) of its police department or as a jail warden before, on or after the effective date of this act.

"Salary": Money remuneration for time in the service.

"Payroll period": A period of time for which a payment of Salary is ordinarily made.

"Earnable daily rate": Monthly rate of salary for time in the service divided by thirty.

"Salary days": Such number of days of a payroll period as equals the actual amount of salary paid to or for or to and for a member of the system for time in the service in such payroll period, divided by the daily earnable rate of such member for such payroll period.

"Paid membership time": The aggregate of salary days of a member of the system from the salary for which deduction is made pursuant to the provisions of this act for the treasury of the city. Three hundred sixty

salary days shall constitute a year of paid membership time, but this shall not be construed to mean that less than 365 actual days may be counted as a year of creditable time.

"Prior service time": Time of a member of the system in the service prior to the effective date of this act, except time in the service prior to said effective date for which the member of the system may have received no service pay from the city.

"Creditable time": The creditable time of a member of the system shall include all his prior service time and all his paid membership time.

"Final average salary": The final average salary of any member of the system for purposes of this act shall be the total amount of his salary for such period of five years of consecutive creditable time as may be most favorable to him, divided by sixty; provided, however, that if, because of fault, misconduct or inefficiency upon his part, a member of the system shall have been demoted more than five years prior to date of his retirement or date of commencement of his disability, as the case may be, such most favorable period shall be subsequent to date of demotion; provided, further, that if a member of the system shall have been demoted for such cause within five years of date of his retirement or date of commencement of his disability, as the case may be his final average salary shall be the total amount of his salary for the five years of his creditable time next preceding date of his retirement or date of commencement of his disability, as the case may be, divided by sixty; and, provided, further, that a member of the system shall be deemed to earn, or to have earned, salary at the same rate of salary as that which he shall be deemed to earn, or to have earned, salary for the purpose of deductions from salary under Section 3.

"Beneficiary": One in whose favor monetary benefits hereunder are accruing on account of retirement, widowhood, childhood or disability.

"Severance nominee": One designated as such under Section 9 of this act.

"The comptroller": The comptroller of the city, or if hereafter the employee of the city whose duties are those of treasurer or chief financial employee shall be known by some other title, then the employee having said duties.

"The board": The board of managers provided for by section 15 of this act for the administration, management and control of the system.

Section 2. That Section 3 of said Act No. 470 of the regular session of the Legislature of Alabama of 1955, be and said Section 3 hereby is amended to read as follows:

Section 3. CONTRIBUTIONS BY MEMBERS OF THE SYSTEM.—At the end of each payroll period ending subsequent to the effective date of this act, the city shall deduct from the salary of each member of the system an amount equal to six per centum (6%) of his salary for such payroll period, provided, however, that for the purpose of such deductions pursuant to the provisions of this section no member of the system shall be deemed to earn, or to have earned, salary at a rate in excess of four hundred (\$400) per month. The proviso of the next preceding sentence, hereinafter referred to as the "four hundred dollar proviso", shall not have any past or future application to any member of the system who shall, or shall have, become subject to the five hundred dollar limitation under or in accordance with the provisions of subdivision (a) of this section next following. (a) For the purpose of deductions from salary, a member of the system who shall be, or shall have been, a member of the system at September 1, 1957, and who shall not elect, or shall

not have elected, in the manner and within the time hereinafter provided, to remain subject to said four hundred dollar proviso, shall be deemed to earn or to have earned, at all past and future times, while a member of the system, salary at his actual rate of salary, but in no event at a rate in excess of five hundred dollars (\$500) per month. The aggregate of monthly deficiencies of deductions from salary of any such member of the system during the period from October 1, 1955 (the effective date of this act) to September 1, 1957, resulting from the operation of the next preceding sentence, together with interest on each such monthly deficiency from the time such deficiency is deemed to have occurred to September 1, 1957, at the rate of three and three-tenths per centum (3.3%) per annum, shall constitute a liability of such member of the system to the city as of September 1, 1957. The amount of said deficiency and interest liability shall be the sum of the following: six per centum (6%) of the excess of salary of such member of the system over four hundred dollars (\$400) and not over five hundred dollars (\$500) for each month between October 1, 1955 and September 1, 1957, being the deficiency of deduction for each month between October 1, 1955 and September 1, 1957, plus interest on each of the aforesaid deficiencies from the end of the month for which computed to September 1, 1957, at the rate of three and three-tenths per centum (3.3%) per annum. Said deficiency and interest liability shall bear interest from September 1, 1957 at the rate of six per centum (6%) per annum. At the end of each payroll period ending after September 1, 1957, the city, in addition to deductions from salary hereinabove provided for, shall deduct from the salary of such member of the system for each such payroll period ending after September 1, 1957, an amount equal to five per centum (5%) of such deficiency and interest liability, together with interest thereon at the rate of six per centum (6%) per annum from September 1, 1957, until such deficiency and interest liability, together with interest thereon, has been fully paid and discharged. Any member of the system subject to or burdened with such deficiency and interest liability or balance thereof may pay and discharge the same by direct payment to the city of the amount thereof, but if such deficiency and interest liability, with any interest thereon, be not paid or discharged in one or more of the manners hereinabove provided, it shall be paid or discharged as provided in Section 12. Any member of the system who shall be or shall have been a member of the system at September 1, 1957, may file with the comptroller at any time within fifteen days after September 1, 1957, a written declaration to the effect that he elects to remain subject to the aforesaid four hundred dollar proviso, and in the event he so files such declaration he shall remain subject to said four hundred dollar proviso, and the sentences of this subdivision (a) preceding this sentence shall have no application to him (b) The city shall promptly pay each and every deduction and direct payment in this section hereinabove provided for into the general treasury of the city (herein referred to as "the treasury") and such deduction or direct payment, less, however, so much, if any, thereof as shall be interest whether at the rate of three and three-tenths per centum (3.3%) per annum or at the rate of six per centum (6%) per annum, shall be known as a contribution of the member of the system to the treasury. The comptroller is specifically charged with the duty of making such deductions from salaries and receiving such direct payments and of paying into the treasury all amounts so deducted or received. All such amounts so paid into the treasury shall become and be part of the funds and assets of the treasury. The comptroller, however, shall keep a separate account of such amounts so paid into the treasury, of contributions of the members of the system to the treasury, of all disbursements made pursuant to the provision of this act and of all prior service time and paid membership time of members of the system. In the adjudication of claims under this act, the records of the comptroller made and kept for the purposes of this act shall be deemed, prima facie, to speak the truth.

Section 3. That Section 7 of said Act No. 470 of the regular session of the Legislature of Alabama of 1955, be and said Section 7 is hereby amended to read as follows:

Section 7. **DISABILITY ALLOWANCES.** (a) If any member of the system shall become totally disabled, either physically or mentally, to perform his customary duties, whether by reason of disease, injury, accident or otherwise, and the provisions of subdivision (b) of this section shall not be applicable, then, in the event such total disability shall continue for sixty consecutive calendar days from commencement thereof, such disabled person shall be entitled to a monthly disability allowance from the treasury equal to one and three-fourths per centum (1¾%) of his final average salary multiplied by the number of years of his creditable time, such monthly allowance, however, not to exceed thirty-five per centum (35%) of his final average salary, and the amount of such disability allowance to commence to accrue at the expiration of sixty calendar days after commencement of such total disability and to continue to accrue until such time as such person is no longer totally disabled to perform his customary duties or substantially comparable duties. An allowance under this subdivision of this section shall be known as an "ordinary disability allowance". (b) If a member of the system shall become totally disabled, either physically or mentally, to perform his customary duties by reason of personal injury received as a result of an accident arising out of and in the course of his employment in the service and occurring at a definite time and place, then, in the event such total disability shall continue for sixty consecutive calendar days from commencement thereof, such disabled person shall be entitled to a monthly disability allowance from the treasury equal to the lesser of ~~three hundred dollars (\$300.00)~~ or sixty per centum (60%) of his monthly salary at the time of the accident resulting in such total disability, the amount of such total disability allowance to commence to accrue at the expiration of such sixty consecutive calendar days after commencement of such total disability and to continue to accrue until such time as such person is no longer totally disabled by such injury to perform his said customary duties, or substantially comparable duties. An allowance made under this subdivision of this section shall be known as an "extraordinary disability allowance", but no disability allowance shall be made by the board under this subdivision of this section after twelve months after the accident resulting in such disability or if such accident occurred while the disabled person was employed by another than the city. No disability allowance shall be treated as an extraordinary disability allowance unless the resolution by which it is made contains the specification that it is an extraordinary disability allowance and unless such resolution be passed within twelve months after the accident resulting in disability. In event that an extraordinary disability beneficiary shall become separated from the service during continuance of total disability and such total disability from such injury should thereafter cease, the board may in its discretion, continue him on the disability roll until such time as, in the judgment of the board, he should be able to find suitable employment at a rate of pay equal to the rate of his disability allowance. (c) No disability allowance shall be made by the board until after satisfactory proof has been made to the board of total disability by certificate of at least one licensed and practicing physician or surgeon. The board shall have power to require certificates of more than one such physician or surgeon and such further proof of total disability as it may reasonably deem necessary. The board may from time to time require further such certificates and other proof to determine whether total disability still exists. No disability pay shall be allowable or paid to any person for any period for which such person is due or has been paid any salary from or by the city. (d) Resumption of active duty by a member of the system after cessation of active duty on account of total disability shall be conclusive evidence of termination of such total disability for the pur-

poses of this act, and any subsequent cessation of active duty on account of total disability, whether by reason of the same or different cause, shall be treated as a new disability; provided, however, that if one who has become totally disabled to perform his customary duties by reason of personal injury received as a result of an accident arising out of and in the course of his employment in the service and occurring at a definite time and place should resume active duty within a time limit of twelve months after the accident resulting in total disability and for trial period or periods not exceeding an aggregate of one hundred eighty days within such time limit of twelve months after such accident, then, such resumption or resumptions of active duty shall not be conclusive evidence of termination of total disability and such one shall not be prevented by such resumption or resumptions of active duty from showing that total disability resulting from such accident exists or still continues, if such be the case. (e) If any disability beneficiary should become separated from the service and withdraw his contributions or any amount payable under Section 11 his right to continuance of disability benefits shall immediately cease.

Messenger—June 8-15-22-29, 1957.

#### AFFIDAVIT OF PUBLICATION

##### STATE OF ALABAMA JEFFERSON COUNTY

Before me, the undersigned authority in and for said County in said State, personally appeared Eleanor Abercrombie who, being by me first duly sworn, deposes and says that she is the PUBLISHER of THE BIRMINGHAM MESSENGER, a weekly newspaper of general circulation published in Jefferson County, Alabama, which was established on the 13th day of September, 1930, and which has been published consecutively weekly since said date. And that there was published in said newspaper in the issues of June 8, 15, 22, 29, 1957, a legal notice, a copy of which is hereto attached.

ELEANOR ABERCROMBIE,  
Publisher.

Sworn and subscribed to on this the 1 day of July, 1957.

BILLIE FOSTER,  
Notary Public.

By Messrs. Perry, Edwards (Jefferson), Vacca, Nice, Adams (Jefferson), Lackey and Kaul (with notice and proof):

H. 696. Relating to the municipality of the City of Graysville in Jefferson County: To alter, rearrange, and extend the boundaries and corporate limits of the City of Graysville.

Local Legislation No. 2.

Notice and Proof H. 696:

#### LEGAL NOTICE

##### STATE OF ALABAMA JEFFERSON COUNTY

Pursuant to constitutional requirement, notice is hereby given that a bill substantially as follows will be introduced at the present session (1957 regular session) of the Legislature of Alabama for the purpose of passing a local bill for Jefferson County, incorporating into the City of Graysville, Alabama, the territory hereinafter particularly described. Said bill will be introduced and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to the municipality of the City of Graysville in Jefferson County: To alter, rearrange, and extend the boundaries and corporate limits of the City of Graysville.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries of the municipality of the City of Graysville in Jefferson County are hereby altered, rearranged, and extended to include within the corporate limits of the City of Graysville the following described territory situated in Jefferson County, Alabama, in addition to that already within the corporate limits of said City, to-wit:

Begin at the N.W. Corner of the SW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  Section 28 Township 16 South, Range 4 West, thence east along the North line of said  $\frac{1}{4}$   $\frac{1}{4}$  Section for a distance of 796.0 feet, thence 90 degrees 01.5 minutes right 1969.37 feet, thence 89 degrees 58.5 minutes right 796.0 feet to a point 656.46 feet south of SW corner of SW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  Section 28 Township 16 South Range 4 West, that point also being on the west line of NW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of said section, thence north along the west line of said  $\frac{1}{4}$   $\frac{1}{4}$  Section for a distance of 1969.37 feet to the point of beginning, situated in Jefferson County Alabama.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Messenger—June 1, 8, 15, 22, 1957.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA  
JEFFERSON COUNTY

Before me, the undersigned authority in and for said County in said State, personally appeared Eleanor Abercrombie who, being by me first duly sworn, deposes and says that she is the PUBLISHER of THE BIRMINGHAM MESSENGER, a weekly newspaper of general circulation published in Jefferson County, Alabama, which was established on the 13th day of September, 1930, and which has been published consecutively weekly since said date. And that there was published in said newspaper in the issues of June 1, 8, 15, 22, 1957, a legal notice, a copy of which is hereto attached.

ELEANOR ABERCROMBIE,  
Publisher.

Sworn and subscribed to on this the 24 day of June, 1957.

BILLIE FOSTER,  
Notary Public.

By Messrs. Haltom and Nice:

H. 697. To establish a Commission on Interstate Cooperation, define its duties, prescribe its authority, and provide for its membership.

Transportation.

By Messrs. Holliman and Kirkham (with notice and prorof):

H. 698. To alter, rearrange, extend, and establish the boundary lines and corporate limits of the Town of Linden, Marengo County, Alabama.

Local Legislation No. 1.

Notice and Proof H. 698:

### NOTICE OF INTENTION TO APPLY FOR LOCAL LAW

The following bill will be introduced at the 1957 session of the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

### A BILL TO BE ENTITLED AN ACT

To alter, rearrange, and extend the boundary lines and corporate limits of the City of Linden in Marengo County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundary and corporate limits of the City of Linden in Marengo County, Alabama, are hereby altered, rearranged and extended so that all of the lands embraced within the following boundaries are within the corporate limits of such municipality:

Commencing at the NW corner of the NE $\frac{1}{4}$  of Section 5, Township 15, Range 3 East, thence N to the NW corner of the NE $\frac{1}{4}$  of Section 32, Tp. 16, Range 3 E., thence E to the NE corner of said Sec. 32, Tp. 16, R. 3 E., thence S to the NW corner of the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Sec. 33, Tp. 16, R. 3 E., thence E to the NE corner of said SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Sec. 33, Tp. 16, R. 3 E., thence S to the NW corner of the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Sec. 33, Tp. 16, R. 3 E., thence E 1980 feet to the NE corner of the W $\frac{1}{2}$  of the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Sec. 33, Tp. 16, R. 3 E., thence S 1320 feet to the SE corner of the W $\frac{1}{2}$  of the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Sec. 33, Tp. 16, R. 3 E., thence E to the NE corner of Sec. 4, Tp. 15, R. 3 E., thence S to the SE corner of the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Sec. 4, Tp. 15, R. 3 E., thence E to the NE corner of the SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Sec. 3, Tp. 15, R. 3 E., thence S to the SE corner of the NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Sec. 3, Tp. 15, R. 3 E., thence W 660 feet; thence N 486 feet parallel with the N and S Section line; thence W. 660 feet; thence N along the Section line between Sec. 3 and 4, for a distance of 367 feet; thence North parallel with the North and South Section line between Sections 3 and 4 for a distance of 467 feet to the North line of the SE $\frac{1}{4}$  of said Section 4; thence West to the NE corner of the SW $\frac{1}{4}$  of Section 4, Tp. 15 N., Range 3 E., thence South to the SE corner of the SW $\frac{1}{4}$  of said Section 4; thence West along the South line of said Section 4 to the SE corner of the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of said Section 4; thence South along the  $\frac{1}{4}$  Section line dividing the West half and the East half, of the West half of Sec. 9, Tp. 15, Range 3 East, to the SE corner of the N $\frac{1}{2}$  of the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of said Section 9; thence West to the SW corner of the N $\frac{1}{2}$  of SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8, Tp. 15, Range 3 East; thence North along the  $\frac{1}{4}$  Section line dividing the East half of the East half of said Section 8 to the NW corner of the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of said Section 8; thence West along the North line of said Section 8 to a stake 750 feet West of the NW corner of the NE $\frac{1}{4}$  of said Section 8; thence North parallel to the  $\frac{1}{2}$  mile section line (N & S) of Section 5, for a distance of 2640 feet; thence East parallel to the North line of said Section 5, 750 feet to the NW corner of the SE $\frac{1}{4}$  of said Section 5; thence North along the  $\frac{1}{2}$  mile Section line to the NW corner of the NE $\frac{1}{4}$  of Section 5, Tp. 15 North, Range 3 East; the point of the beginning; all of which lands in this above stated description are located in Townships 15 and 16 North, Range 3 East, Marengo County, Alabama.

Section 2. All laws and parts of laws in conflict with the provisions of this act are hereby repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

June 6, 13, 20, 27-c

### PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF MARENGO

Before me, the undersigned authority in and for said County in said State, this day personally appeared R. E. Sutton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor and Publisher of the Democrat-Reporter, a newspaper of general circulation published in Marengo County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 6, June 13, June 20, and June 27, all in the year 1957.

R. E. SUTTON.

Sworn to and subscribed before me June 28, 1957.

R. L. LOFTIN,  
Notary Public,  
State-at-Large, Alabama.

By Mr. Fite:

H. 699. Proposing an amendment to the Constitution relating to Marion County.

Local Legislation No. 1.

The above bill was read a first time at length as required by the Constitution.

By Mr. Fite:

H. 700. Proposing an amendment to the Constitution relating to Marion County.

Local Legislation No. 1.

The above bill was read a first time at length as required by the Constitution.

By Mr. Fite:

H. 701. Proposing an amendment to the Constitution relating to Marion County.

Local Legislation No. 1.

The above bill was read a first time at length as required by the Constitution.

By Mr. Fite:

H. 702. To amend further Section 18 of Title 19, Code of Alabama (1940), which relates to suspension of the judgment on appeal in condemnation proceedings.

Transportation.

By Mr. Fite:

H. 703. To fix the salary of the State Highway Director.

Ways and Means.

By Messrs. Simon and Murphy (with notice and proof):

H. 704. To regulate further the office of the Judge of Probate of Mobile County; authorizing and empowering the Judge of Probate to



create and establish divisions for the performance and function of duties of his office, to assign functions and duties to such divisions and to delegate certain powers to the Chiefs of such divisions; which act appears in Acts of Alabama of 1955 at pages 335 and 336, approved June 28, 1955.

Local Legislation No. 1.

Notice and Proof H. 704:

#### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF MOBILE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### AN ACT

TO AMEND SECTION ONE OF AN ACT ENTITLED AN ACT RELATING TO MOBILE COUNTY:

To regulate further the office of the Judge of Probate of said County; authorizing and empowering the Judge of Probate to create and establish divisions for the performance and function of duties of his office, to assign functions and duties to such divisions and to delegate certain powers to the Chiefs of such divisions; which act appears in Acts of Alabama of 1955 at pages 335 and 336, approved June 28, 1955.

Be It Enacted by the Legislature of Alabama:

THAT AN ACT ENTITLED AN ACT RELATING TO MOBILE COUNTY: To regulate further the office of the Judge of Probate of said County; authorizing and empowering the Judge of Probate to create and establish divisions for the performance and function of duties of his office, to assign functions and duties to such divisions and to delegate certain powers to the Chiefs of such divisions; which act appears in Acts of Alabama of 1955 at pages 335 and 336, approved June 28, 1955, be amended by amending Section One to read as follows:

SECTION ONE. The Judge of Probate of Mobile County may, in his discretion, create and establish such administrative divisions in his office as he may determine necessary or convenient in the efficient expeditious performance of the functions and duties of his office. He may assign functions and duties to such divisions, and may delegate to the chiefs thereof such powers as he may deem proper. The Judge may re-assign functions and duties as between existing divisions. The chiefs of such divisions shall be appointed by the Judge of Probate and shall serve at his pleasure but shall not be related to him by blood or by marriage. The salary of the chief of any such division shall be not more than Fifty-four Hundred (\$5400.00) Dollars per annum, except the salary of the chief clerk of the Recording Division which shall be not more than Six Thousand (\$6,000.00) Dollars per annum, to be paid in equal installments as the salaries of other County employees are paid. The chiefs of divisions provided for in this Act shall be in addition to any other clerks or assistants heretofore provided by law or approved and designated as such by the Mobile County Personnel Board. The Probate Judge may, in his discretion, abolish or discontinue any position existing in his office, including the office of chief clerks of the Probate Court of Mobile County, presently provided for by Statute, upon the establishment of provisions as provided for in this Act, but no such position shall be abolished without his approval.

SECTION TWO, This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

OTTO E. SIMON.

Register, May 20, 27, June 3, 10

Wm. M. Curran being sworn, says that is is auditor of the Mobile Press and The Mobile Register; daily newspaper printed and published in the City and County of Mobile, State of Alabama: and the attached notice appeared in the issue of The The Mobile Register May 20.27 June 3.10 1957

W. M. CURRAN.

Sworn to and subscribed before me This 10th day of June 1957

ALVIN A. JOHNSON,  
Notary Public.

By Messrs. Simon and Tyson:

H. 705. To amend Sections 2 and 3 of Act No. 344, S. 10, approved August 1, 1951 (Acts of Alabama, 1951, Vol. 1, p. 632), entitled "An Act to provide for the assessment of ad valorem taxes on real and personal property in counties having a population of not less than 225,000 nor more than 400,000 inhabitants according to the last or any succeeding Federal Census; to provide for the claiming of statutory exemptions on such property; and to provide penalties for failure to comply with the provision of this Act."

Local Legislation No. 1.

By Messrs. Simon and Tyson:

H. 706. To amend Section 62 of Title 51, Code of Alabama, (1940), which relates to the condensed statements of all assessments required to be entered by tax assessors in assessment books, or in lists arranged alphabetically and bound, by exempting the tax assessor in counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, from the requirement of computing and entering opposite the name of each taxpayer the aggregate amount of state, county and special taxes with which such taxpayer is charged.

Local Legislation No. 1.

By Messrs. Simon and Tyson:

H. 707. To authorize the tax assessor in counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, to use a type of paper commonly known as "onion skin" in the preparation of records required to be prepared by the tax assessor in performing the official duties of his office.

Local Legislation No. 1.

By Messrs. Tyson, Speaks, Goodwyn, Simon and Perry:

H. 708. To propose an amendment to the Constitution of Alabama that the Court of Appeals be constituted as the Court of Criminal Appeals with final, exclusive, and irrevocable supreme appellate jurisdiction coextensive with the limits of the State in all criminal and quasi-criminal cases of whatsoever grade; and with power to issue such original, remedial, and extraordinary writs as may be necessary to give it a general superintendency and control of inferior jurisdictions; that the judges of the Court of Appeals holding office at the time said amendment shall become effective, or who shall be elected to a future term on the Court of Appeals, shall constitute the judges of said court for the remainder of the terms for which they were chosen as judges of the Court of Appeals; and that appeals from death sentences shall be heard by said

court augmented by four justices of the Supreme Court selected in rotation by the Chief Justice.

Judiciary.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Tyson, Speaks, Goodwyn, Simon and Perry:

H. 709. To provide for the Court of Criminal Appeals of Alabama.

Judiciary.

By Messrs. Simon and Tyson:

H. 710. To amend further Section 152 of Title 41, Code of Alabama 1940, which relates to salaries of officers and employees of the State of Alabama.

Ways and Means.

By Messrs. Simon and Tyson:

H. 711. To authorize any tax assessor who is required to list and make return of the property and other subjects of taxation upon which a delinquent is liable to be taxed to enter upon any such return the date on which it was prepared.

Ways and Means.

By Messrs. Simon and Tyson:

H. 712. To amend Section 328 of Title 51, Code of Alabama (1940), which relates to the refund of ad valorem taxes paid through any error, by prescribing the time within which application for such refund may be made.

Ways and Means.

By Messrs. Simon and Tyson:

H. 713. To amend Sections 297 and 298 of Title 51, Code of Alabama (1940), which relate to the refund of the purchase price of land which has been sold for taxes.

Ways and Means.

By Messrs. Nolen, Taylor, Killough, Brannan, Solomon, Mathison, McKay, Payne, Callahan, Gregory, Harvey, Locke (Perry), Albea, Merrill, Selman, Martin, Ashworth, Lee (Barbour), Crook, McLendon, Gilchrist, Summerlin, Lackey, Goodwyn, deGraffenried, Reynolds, Simon, Tyson, Bradford, Nettles, Oakley, Law, Holliman, Stokes, Pirkle, Windle, Brown (Lamar), Huddleston, Gist, Speaks, Edwards (Jefferson), Perry, Nice, Faulk, Grouby, Cornett, Dawkins, Wood, Bassett, Hanby, Hawkins, Ramey, Shumate, Lee (Lawrence), Vacca, Money, DeSear, Hall, Stenbridge, Steagall, Hain, Mathews, Johnson. (Elmore), Kirkham, Fite, Hardy, Thomas, Dement, Brassell, Dickson, Boyd, Edwards (Escambia), McNider, Hodges, McClendon, Johnson (Tallapoosa), Brown (Lee), Haltom, Roberts, Jenkins, Oden, Branyon, Kelly, Davis and Gilmer:

H. 714. To exempt the home of a veteran acquired pursuant to the provisions of Public Law 702, 80th Congress, as amended, from all ad valorem taxation, so long as the same is owned and occupied as a home by the veteran or his unremarried widow.

Ways and Means.

By Mr. Dawkins:

H. 715. Relating to the licensing of general contractors; amending sections 66, 70, 73, 74, 76, 77, 78, and 80 of Title 46, Code of Alabama (1940).

Ways and Means.

By Messrs. Dawkins and Martin:

H. 716. To provide that all duty, obligation, and requirement im-

posed upon the Board of Corrections to pay court costs in certain criminal cases be transferred to the Comptroller.

Ways and Means.

By Messrs. Dawkins, Hall, Lee (Barbour) and Lackey:

H. 717. To provide administrative consultants for the constitutional executive officers of the state government; to prescribe the conditions under which a constitutional executive officer of the State may become such an administrative consultant; to prescribe the qualifications, tenure of office, duties, compensation, and method of removal of such administrative consultants; and to make an appropriation for the payment of their compensation.

Ways and Means.

By Messrs. Bassett and Boyd:

H. 718. To amend further Section 14 of the act approved September 19, 1953 (Act No. 784, H. 316, 1953 Acts 1072), an act which regulates commercial fishing, so as to provide for the netting of suckers during the period between March 14 and April 16 of each year.

Business and Labor.

By Messrs. Adams (Tallapoosa) and Johnson (Tallapoosa):

H. 719. Relating to judicial procedure: To provide for and regulate the selection and empaneling of alternate jurors for the trial of any case triable by a jury.

Judiciary.

By Messrs. Adams (Tallapoosa), Johnson (Tallapoosa), Johnson (Elmore), McClendon, Hunt, Jenkins, Brown (Lee), Franklin and Law:

H. 720. To appropriate out of any funds in the State Treasury to the credit of the general fund, not otherwise appropriated, the sum of \$150,000 to the Department of Conservation to be used only for the purchase of lands to be made a part of the Horseshoe Bend National Military Park; and to provide for the lease, sale, swap, exchange, transfer, or otherwise dispose of such lands, including the right to convey same without consideration to the United States of America.

Ways and Means.

By Messrs. Adams (Tallapoosa) and Kaul:

H. 721. To provide for the licensing and operation of privately owned shooting preserves; to provide the Director of Conservation with the authority to regulate the operation of such preserves; to provide for the cost of the privilege licenses for operating such preserves; to provide for the distribution of all monies accruing to the State under the provisions of this Act and to provide a penalty for the violation of the provisions of this Act.

Conservation.

By Messrs. deGraffenried and Callahan (with notice and proof):

H. 722. To amend Section 3 of Act No. 56 of the Regular Session of the Legislature of Alabama of 1953, approved June 3, 1953 (Acts of Alabama Regular Session 1953, Page 76), being an Act levying additional privilege or license taxes in Tuscaloosa County; making such taxes applicable to certain public corporations or institutions.

Local Legislation No. 1.

Notice and Proof H. 722,

#### NOTICE OF PROPOSED LEGISLATION

Notice is hereby given that at the present Session of the Legislature of Alabama a bill substantially as follows will be introduced, and application for its passage will be made:

A BILL  
TO BE ENTITLED  
AN ACT

To amend Section 3 of Act No. 56 of the Regular Session of the Legislature of Alabama of 1953, approved June 3, 1953 (Acts of Alabama, Regular Session 1953, Page 76), being an Act levying additional privilege or license taxes in Tuscaloosa County; making such taxes applicable to certain public corporations or institutions.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 3 of Act No. 56 of the Regular Session of the Legislature of Alabama of 1953, approved June 3, 1953 (Acts of Alabama, Regular Session 1953, page 76), being an Act levying additional privilege or license taxes in Tuscaloosa County, is hereby amended to read as follows:

"Section 3. Levy of Sales Tax. There is hereby levied in the county, in addition to all other taxes of every kind now imposed by law, and shall be collected as herein provided, a privilege or license tax against the person on account of the business activities and in the amount to be determined by the application of rates against gross sales, or gross receipts, as the case may be, as follows:

(a) Upon every person, firm or corporation (including the University of Alabama and all other institutions of higher learning in Tuscaloosa County, whether such institutions be denominational, State, County, or municipal institutions, and any association or other agency or instrumentality of such institutions) engaged, or continuing within the County, in the business of selling at retail any tangible personal property whatsoever, including merchandise and commodities of every kind and character (not including, however, bonds or other evidences of debts or stocks), an amount equal to one per cent (1 per cent) of the gross proceeds of sales of the business except where a different amount is expressly provided herein; provided, however, that any person engaging or continuing in business as a retailer and wholesaler or jobber shall pay the tax required on the gross proceeds of retail sales of such business at the rates specified, when his books are kept so as to show separately the gross proceeds of sales of each business, and when his books are not so kept he shall pay the tax as a retailer on the gross sales of the entire business;

(b) Upon every person, firm or corporation engaged, or continuing within the County in the business of conducting or operating places of amusement or entertainment, billiard and pool rooms, bowling alleys, amusement devices, musical devices, theaters, opera houses, moving picture shows, vaudeville, amusement parks, athletic contests, including wrestling matches, prize fights, boxing and wrestling exhibitions, football and baseball games (including athletic contests conducted by or under the auspices of any educational institution, or any athletic association thereof, or other association whether such institution or association be a denominational, state, county, or municipal institution or association or a state, county, or municipal school, or other institution, association or school), skating rinks, race tracks, golf courses, or any other place at which any exhibition, display, amusement or entertainment is offered to the public or place or places where an admission fee is charged including public bathing places public dance halls of every kind and description within the county, an amount equal to one per cent (1 per cent) of the gross receipts of any such business;

(c) Upon every person, firm or corporation, engaged or continuing within the county in the business of selling at retail any new automotive vehicle, truck trailer or semi-trailer, an amount equal to one-third of one per cent (1-3 of one per cent) of the gross proceeds of the sale of said automotive vehicle, truck trailer or semi-trailer;

(D) Upon every person, firm or corporation engaged, or continuing within the county in the business of selling at retail any used automotive vehicle, truck trailer or semi-trailer, where such vehicle was bought by such person for the purpose of resale, an amount equal to one-third of one per cent (1-3 of 1 per cent) of the gross proceeds of the sale of any such used automotive vehicle of truck trailer or semi-trailer; provided, however, that no tax shall be payable with respect to the sale of any used automotive vehicle or truck trailer or semi-trailer where it was acquired by the seller thereof as part of the consideration for the sale, trade, or exchange in the county of any new or used motor vehicle, truck trailer or semi-trailer.

Each exemption provided for in the state sales tax statutes, as they now exist and as they may be at any time hereafter be amended, shall, during the period of time when such exemption shall be effective in said statutes, as at any time amended, be applicable to the tax levied in this section; provided, that in the event of the repeal of the state sales tax statutes, as at any time amended, the exemptions effective therein immediately prior to any such repeal shall thereafter be applicable to the tax levied in this section. In addition thereto there are hereby exempted from the tax levied in this section the gross receipts or gross proceeds of any business engaged in by any city or town in Tuscaloosa County, or any agency or instrumentality thereof. In the absence of any express provision herein to the contrary, all provisions and procedures with respect to the application for and issuance of licenses, the making of returns or reports, the contents of returns or reports, collection and payment of taxes, keeping records, reporting and paying taxes with respect to sales on credit, determination of the amount of the tax due, penalties, assessments, notices, and examinations of taxpayers and their books provided for in the state sales tax statutes with respect to the tax levied in those statutes shall be applicable to the tax levied in this section, excepting however the procedure for appeals from assessments, and such appeals shall be made as hereinafter set forth; provided however that any procedure or provision involving the State Department of Revenue which is incorporated herein by reference to the state sales tax statutes shall be deemed to apply, with respect to the tax levied in this section, to the tax board. Every person, firm or corporation engaged in any business upon which the tax levied in this section is imposed shall add the tax herein levied to the sales and admission price with respect to which the said tax is levied and shall collect the same from the purchaser. The tax levy made in this section shall become effective on the first day of the first complete calendar month after the expiration of sixty days following the date on which this act becomes law."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

May 31—June 7—14—21—4TC.

#### PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF TUSCALOOSA

Before me, the undersigned authority in and for said County in said State, this day personally appeared Buford Boone, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Tuscaloosa News, a newspaper of general circulation published in Tuscaloosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having

appeared in the issues of said paper on May 31, June 7, June 14, and June 21, all in the year 1957.

BUFORD BOONE.

Sworn to and subscribed before me June 28, 1957.

LILLA COLLINS,  
Notary Public.

By Messrs. deGraffenried and Callahan:

H. 723. To apply in all counties of this State having a population of not less than 94,000 and not more than 134,000 according to the latest or any subsequent Federal decennial census, and to further regulate the number of meetings allowed to be held by the County Board of Education in such counties.

Local Legislation No. 1.

By Messrs. Callahan, deGraffenried, Nice, Brown (Lamar), Huddleston, Ramey, Speaks, Vacca, Branyon and Dement:

H. 724. Authorizing, directing and requiring every city and county board of education, the state board of education, and the governing boards of the University of Alabama, the Alabama Polytechnic Institute and Alabama College to employ, upon application, certain retired teachers; providing for the duties and compensation of such teachers; providing for participation in the federal old age and survivors insurance program by such teachers; and making an appropriation out of the special educational trust fund for the purpose of reimbursing the appointing boards for the cost of employing such teachers.

Ways and Means.

By Messrs. Callahan and deGraffenried:

H. 725. Providing for the payment of the automobile expenses of coroners in counties having a population of not less than 94,000 nor more than 134,000, according to the last or any subsequent federal decennial census.

Local Legislation No. 1.

By Messrs. deGraffenried and Callahan (with notice and proof):

H. 726. To amend further Section 4 of an act approved August 3, 1928 (Act No. 228, H. 707, Local Acts of Alabama, 1927, p. 130), an act which established the Inferior Court of Tuscaloosa County, Alabama.

Local Legislation No. 1.

Notice and Proof H. 726:

STATE OF ALABAMA  
COUNTY OF TUSCALOOSA

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To amend further Section 4 of an act approved August 3, 1927 (Act No. 228, H. 707, Local Acts of Alabama, 1927, p. 130), an act which established the Inferior Court of Tuscaloosa County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 4 of an act approved August 3, 1927 (Act No. 228, H. 707, Local Acts of Alabama, 1927, p. 130), an act which established the Inferior Court of Tuscaloosa County, Alabama, defined its jurisdiction,

provided for a judge, solicitor, and clerk of said court, and fixed their compensation, as amended by an act approved June 26, 1953, is amended further to read as follows:

"Section 4. The salary of the clerk of the Inferior Court shall be four thousand eight hundred dollars (\$4,800) per annum, payable in equal monthly installments upon warrants drawn in the same manner as the salary warrants of other officers of Tuscaloosa County."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

May 30-June 6-13-20-4 TC.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF TUSCALOOSA

Before me, the undersigned authority in and for said County in said State, this day personally appeared Buford Boone, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Tuscaloosa News, a newspaper of general circulation published in Tuscaloosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 30, June 6, June 13, and June 20, all in the year 1957.

BUFORD BOONE.

Sworn to and subscribed before me June 28, 1957.

LILLA COLLINS,  
Notary Public.

By Messrs. Davis, Shumate, Selman, Harrison, Ramey, deGraffenried, McLendon, Kendall, Stokes, Mathison, Solomon, Lee (Barbour), Hall, Goodwyn, McNider, Boyd, Killough, Dickson, Rodgers, Reynolds, Broadfoot, Hare, Locke (Choctaw), Hawkins, Hunt, Haltom, Law, McClendon, Callahan, Kelly and Adams (Jefferson):

H. 727. To amend Section 12 of Title 48, Code of Alabama (1940), which fixes the compensation of the president and associate members of the Alabama Public Service Commission.

Ways and Means.

By Messrs. Brown (Lee), Selman, Shumate, Kelly, Gilchrist, Windle, Gregory, Cox, Davis, Lee (Lawrence), Oden, Roberts, Vacca, Nice, Adams (Jefferson), Dement, Steagall, Harrison, Bassett and Brannan:

H. 728. To require the Commissioner of the State Department of Pensions and Security to compile and have printed all orders, rules, and regulations duly promulgated and adopted by the State Board of Pensions and Security with respect to the administration of the various public assistance programs; to provide for the distribution of such publication to interested citizens of the State making application therefor; and to require the Commissioner to give public notice of the revision or amendment of any such order, rule, or regulation, or the adoption of any new order, rule, or regulation, and to furnish certain interested citizens of the State with copies thereof.

Ways and Means.

By Messrs. Selman and Dement:

H. 729. To amend further Section 9 of Title 22, Code of Alabama (1940), which relates to the election, powers and duties of the State Health Officer.

Ways and Means.



By Mr. Kelly:

H. 730. Relating to municipalities having a population of not less than 3,250 nor more than 3,350, according to the last or any subsequent federal decennial census; providing further for the public health and safety in such municipalities; prohibiting any person to build, maintain, or use a privy, or to own any building which does not have screened doors and windows, in such municipalities; and providing for the installation of water closets, septic tanks, and screens, and for the connection of such water closets with such septic tanks or the municipal sewerage system, by the municipality, and for the assessment of the cost thereof against the owner, in the event the owner fails to make such installation or connection, or to screen such doors and windows.

Local Legislation No. 1.

### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House for its consideration:

By Messrs. Jones, Goodwin, Engelhardt, Boutwell, Robison, Leonard, Lamberth, Skidmore, Roberts, Givhan, Bradford, and Newton:

S. J. R. 50. Whereas The Honorable William Walter Garrett, former member of the Legislature and prominent banker and business man of Uriah, Monroe County, passed away at his home on Saturday, July 6, 1957; and

Whereas The Honorable William W. Garrett served for sixteen years in the Legislature of Alabama, being a member of the House during the Dixon, Folsom, and Persons administrations, and a member of the Senate during the Sparks administration; and

Whereas The Honorable William W. Garrett was especially interested in the field of agriculture and contributed greatly to the advancement of agriculture in this State through his long service as chairman of the House Committee on Agriculture, his sponsorship of the legislation providing for the erection of livestock coliseums throughout the State, and his service as chairman of the Agricultural Center Board; and

Whereas the members of the Legislature wish to honor the memory of this outstanding citizen of Alabama; now therefore; **BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:**

That the members of the Legislature do hereby express their deep regret at the passing of The Honorable William W. Garrett, and do extend their most sincere sympathy to the surviving members of his family.

Be it resolved further, that a copy of this resolution be spread upon the journal of each House of the Legislature; that a copy hereof be forwarded by the Secretary of the Senate to the widow, Mrs. Margaret F. Garrett, at Uriah; and that a copy hereof be also forwarded by the Secretary of the Senate to The Monroe Journal, at Monroeville.

J. E. SPEIGHT,  
Secretary.

### SENATE MESSAGE

On motion of Mr. Hare the rules were suspended and the House concurred in and adopted the S. J. R. 50 set out in the above and foregoing Message from the Senate.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	DeSear	Hunt	Nettles
Adams (Jefferson)	Dickson	Johnson (Elmore)	Nice
Albea	Edwards (Escambia)	Kaul	Oakley
Ashworth	Edwards (Jefferson)	Killough	Payne
Bassett	Faulk	Kirkham	Perry
Boyd	Franklin	Lackey	Pirkle
Bradford	Gilchrist	Lee (Barbour)	Ramey
Branyon	Gilmer	Lee (Lawrence)	Richardson
Brassell	Gist	Locke (Choctaw)	Rodgers
Brewer	Goodwyn	Locke (Perry)	Shumate
Broadfoot	Grouby	Love	Simon
Brown (Lamar)	Hain	McClendon (Chambers)	Solomon
Burkhalter	Hall	McKay	Speaks
Callahan	Haltom	McLendon (Bullock)	Steagall
Cornett	Hanby	McNider	Stembridge
Cox	Hardy	Martin	Thomas
Crook	Hare	Mathison	Ward
Dawkins	Hodges	Merrill	Windle
deGraffenried	Holliman	Money	Wood

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## RECESS

On motion of Mr. Davis the House recessed until 2:30 o'clock this afternoon.

Yeas 48; Nays 33.

Yeas:

Mr. Speaker	Dawkins	Hare	Money
Adams (Jefferson)	Edwards (Escambia)	Harvey	Nice
Bradford	Edwards (Jefferson)	Holliman	Perry
Branyon	Faulk	Jenkins	Richardson
Brassell	Ferrell	Kirkham	Shumate
Brown (Lamar)	Gilmer	Lee (Barbour)	Simon
Brown (Lee)	Gist	Locke (Choctaw)	Solomon
Burkhalter	Goodwyn	Locke (Perry)	Speaks
Callahan	Grouby	Martin	Steagall
Cornett	Hain	Mathews	Stembridge
Cox	Hall	Mathison	Stokes
Davis	Haltom	Merrill	Tyson

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Nays:

Messrs.:	deGraffenried	Killough	Nettles
Adams (Tallapoosa)	Dickson	Lackey	Oakley
Albea	Franklin	Law	Payne
Ashworth	Gilchrist	Love	Rodgers
Bassett	Hanby	McClendon (Chambers)	Thomas
Boyd	Hawkins	McKay	Vacca
Brewer	Hodges	McLendon (Bullock)	Ward
Broadfoot	Johnson (Elmore)	McNider	Windle
Crook	Kaul		

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## AFTERNOON SESSION

The hour of 2:30 o'clock P. M. having arrived, the House reconvened.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 326. To vacate certain Streets and portions of Streets and other Public Ways in part of the area in the City of Birmingham lying North of First Avenue North; East of 39th Street; South of the Central of Georgia Railroad right-of-way and West of the Southern Railroad right-of-way.

Also:

H. 522. Relating to Tallapoosa County; fixing the compensation of the deputies to the sheriff of Tallapoosa County; and repealing conflicting laws.

Also:

H. 525. Relating to St. Clair County; authorizing and directing the court of county commissioners of St. Clair County to provide for the installation and use of voting machines in certain election precincts within the county; and authorizing the court of county commissioners to adjust the boundaries of election precincts and districts within the county in order to make the most effective use of such machines.

Also:

H. 526. Relating to St. Clair County: To fix the compensation of the coroner.

Also:

H. 542. Relating to St. Clair County: To amend Act No. 439, H. 933, approved August 17, 1951, (Acts of Alabama 1951, page 790), which impose extra, new and additional duties on the Tax Assessor and Tax Collector.

Also:

H. 57. To propose an amendment to the Constitution of Alabama relative to the costs and charges of courts and the fees, commissions, percentages, allowances, and compensation of certain officers of Cullman County.

Also:

H. 515. To regulate further the office of Circuit Solicitor of the Eleventh Judicial Circuit. Creating special funds for expenditure for the benefit of the Circuit Solicitor in law enforcement and in the conduct of his office.

J. E. SPEIGHT,  
Secretary.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House for its consideration:

By Mr. Davis (Lowndes):

S. J. R. 52. Whereas The Honorable Pugh Haynes was a former member of the Legislature, having served faithfully and well as a representative of Lowndes County in the House of Representatives during the period 1946-1954; and

Whereas The Honorable Pugh Haynes died in Montgomery, on Wednesday, July 3, 1957, after a brief illness; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the members of the Legislature deeply mourn the passing of The Honorable Pugh Haynes, and extend their sincere sympathy to the surviving members of his family.

Be it further resolved that a copy of this resolution be spread upon the journal of the House of Representatives, and that the Clerk of the House transmit a copy hereof to the bereaved widow, Mrs. Ruth McQueen Haynes, at Sandy Ridge.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

On motion of Mr. Dickson the rules were suspended and the House concurred in and adopted the S. J. R. 52 set out in the above and foregoing Message from the Senate.

Yeas 57; Nays 0.

Yeas:

Mr. Speaker	Dickson	Harvey	Oden
Adams (Jefferson)	Edwards (Escambia)	Hunt	Payne
Albee	Faulk	Jenkins	Pirkle
Boyd	Gilmer	Johnson (Elmore)	Ramey
Bradford	Gist	Killough	Rodgers
Brannan	Goodwyn	Law	Selman
Branyon	Grouby	Lee (Lawrence)	Shumate
Brassell	Hain	Locke (Perry)	Simon
Broadfoot	Hall	McClendon (Chambers)	Speaks
Brown (Lamar)	Haltom	McNider	Steagall
Brown (Lee)	Hanby	Martin	Stembridge
Burkhalter	Hardy	Money	Summerlin
Cox	Hare	Nettles	Taylor
Dawkins	Harrison	Oakley	Vacca
DeSear			

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#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bill and ordered same sent forthwith to the House without engrossment:

By Mr. Van Antwerp:

S. 298. Relating to counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census; to provide for the appointment, duties, and compensation of a register of the juvenile court in such counties.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

The Senate Bill, the title to which is set out in the above and foregoing Message from the Senate, was read one time and referred to appropriate Standing Committee as follows:

S. 298. Local Legislation No. 1.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bills and ordered same sent forthwith to the House without engrossment:

By Mr. Allen:

S. 312. To provide further for purging the lists of registered voters in Cullman County; requiring and prescribing the procedure for the reidentification of registered voters; placing certain duties on the board of registrars and the county governing body relative to the reidentification of registered voters; requiring the beat committeemen or other members of political parties organized in Cullman County to serve as clerks of the board of registrars in connection with the reidentification of registered voters; and providing a penalty for willfully making a false statement in connection with reidentification.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA  
COUNTY OF CULLMAN

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To provide further for purging the lists of registered voters in Cullman County; requiring and prescribing the procedure for the reidentification of registered voters; placing certain duties on the board of registrars and the county governing body relative to the reidentification of registered voters; requiring the beat committeemen or other members of political parties organized in Cullman County to serve as clerks of the board of registrars in connection with the reidentification of registered voters; and providing a penalty for willfully making a false statement in connection with reidentification.

Be It Enacted by the Legislature of Alabama:

Section 1. The board of registrars of Cullman County is hereby directed to purge all lists of the qualified electors in the county to the end that the names of all persons who are deceased or non-residents of the county, or have otherwise become disqualified from voting in Cullman County, shall be removed from such lists, and that the name of each qualified elector shall appear only on the list of qualified electors for the beat in which he resides.

Section 2. The board of registrars shall omit and remove from the lists of qualified electors in the county the name of any person who fails to reidentify himself, in the manner prescribed herein, before the first day of January, 1958. No person whose name is removed from the list of qualified electors as herein provided shall cease permanently to be a qualified elector nor be subject to reregistration, but shall be subject only to the requirement that he reidentify himself as a duly registered elector before being listed on the list of qualified electors in the county, and before being entitled to vote.

Section 3. Prior to the first day of January, 1958, the board of registrars of Cullman County is hereby authorized, directed, and required to visit each beat in the county at least once, and more often if necessary,

and remain there at least one day from nine o'clock in the morning until five o'clock in the afternoon, for the purpose of enabling qualified and registered voters residing in the beat to appear before the board and reidentify themselves. The board shall give at least ten days notice, by advertisement in a newspaper published in the county, of the time when, and the place in the beat where, they will attend for the purpose of enabling voters to appear and reidentify themselves. Upon failure to give such notice, or to attend any appointment made by them in any beat, they shall, after like notice, fill new appointments. The board shall remain in session in each beat for such times as the board deems necessary to enable the qualified electors of such beat to appear and reidentify themselves in the manner prescribed herein. No voter shall appear and reidentify himself at any place except in the beat in which he resides or in the courthouse of the county.

Section 4. Each member of the board of registrars shall receive ten dollars per day, to be paid by the county, and disbursed by the judge of probate, for each days attendance upon the special sessions of the board required under the provisions of this Act; but if such special session is held on the same day a regular session is required to be held under the laws of this State, registrars shall receive only the per diem allowed for performing their regular duties, it being the intent and purpose of this Act that registrars shall be entitled to receive only one per diem allowance for one day's service. If one or more of the members of the board shall refuse, neglect, or be unable to serve, or if a vacancy or vacancies occur in the membership of the board from any cause, the Governor, State Auditor, and Commissioner of Agriculture and Industries, or a majority of them, shall forthwith make other appointments to fill such vacancies.

Section 5. A voter may reidentify himself by appearing in person before the board of registrars in the beat in which he resides, and answering such questions and submitting such proof, under oath, as the board may require in order to establish the voter's identity, place of legal residence, and the fact that the voter has not become disqualified from voting in the county. At each session of the board held in any beat in the county under the provisions of this Act, the elected beat committeeman, if any, of each political party organized in the county shall appear and serve as a clerk of the board during such session. In the event the beat committeeman shall refuse, neglect, or be unable to serve, or in the event no member of any such political party has been elected to serve as committeeman in any beat, the board of registrars shall designate some qualified person who is a resident and qualified elector of the beat, to serve as clerk of the board at sessions of the board held in such beat. Such clerks shall receive no compensation, but shall receive actual and necessary expenses incurred in attending sessions of the board, to be paid by the county and disbursed by the judge of probate.

Section 6. The board of registrars shall meet on the first Monday in January, 1958, for the purpose of purging the registration lists, and the names of all persons who have failed to appear and reidentify themselves in the manner herein prescribed shall be stricken from the registration lists.

Section 7. Any qualified elector of the county who shall have his name omitted or removed from the list of qualified electors in the county by failure to appear and reidentify himself as herein provided shall be entitled to have his name restored to the list of qualified electors by appearing in person at the office of the board of registrars and answering such questions and submitting such proof, under oath, as the board may require to establish the voter's identity, place of legal residence, and the fact that the voter has not become disqualified from voting in the county. Provided, however, every qualified elector must have reidentified himself at least thirty (30) days prior to the election at which he offers to vote.

Section 8. The board of revenue, court of county commissioners, or other like governing body of Cullman County is hereby authorized, directed, and required to furnish the board of registrars with the supplies, equipment, printed forms, stationery, clerical assistance, and newspaper advertisements necessary for the reidentification of voters as herein provided.

Section 9. Any person who willfully makes a false statement to the board of registrars, or any duly authorized employee of the board, in re-identifying himself as a qualified elector in the manner provided herein shall be guilty of perjury, and upon conviction thereof shall be punished by imprisonment in the penitentiary for not less than one nor more than five years.

Section 10. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 11. All laws or parts of laws which conflict with this Act are repealed.

Section 12. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF

Before me, the undersigned authority in and for said County in said State, this day personally appeared Robert Bryan, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Cullman Democrat, a newspaper of general circulation published in Cullman County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 17, May 24, May 31, and June 7, all in the year 1957.

ROBERT BRYAN.

Sworn to and subscribed before me 7th of June, 1957.

MARIE W. BERGIN,  
Notary Public.

My Commission Expires

Also:

By Mr. Flowers:

S. 305. To fix the compensation of certain officers of Houston County; repealing conflicting laws.

With notice and proof thereto attached and herewith exhibited as follows:

##### STATE OF ALABAMA COUNTY OF HOUSTON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To fix the compensation of certain officers of Houston County; repealing conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The following officers of Houston County shall be entitled to receive the following salaries for the performance of their duties, and such salary shall be in lieu of all other compensation heretofore provided or prescribed by law:

(a) For the probate judge—eight thousand four hundred dollars (\$8400.00) per annum;

(b) For the tax assessor—six thousand dollars (\$6000.00) per annum;

(c) For the tax collector—six thousand dollars (\$6000.00) per annum;

(d) For the circuit clerk—six thousand dollars (\$6000.00) per annum;

(e) For the judge of The Houston Law and Equity Court—six thousand dollars (\$6000.00) per annum;

(f) For the register of the circuit court—four thousand eight hundred dollars (\$4,800.00) per annum;

(g) For the sheriff—seven thousand five hundred dollars (\$7,500.00) per annum. The sheriff shall also be allowed his necessary expenses incurred in apprehending and returning prisoners from other states, to be paid on requisition filed with and approved by the court of county commissioner, or like governing body of the county, provided that such expenses shall not exceed one thousand dollars (\$1000.00) per annum.

Section 2. The salaries of the officers enumerated in Section 1 of this Act shall be paid in equal monthly installments from the general fund of Houston County as the salaries of employees of the county are paid.

Section 3. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this Act are repealed.

Section 5. The compensation provided by this Act shall become effective as to each office named herein at the expiration of the term of the incumbent.

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF HOUSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. T. Lane, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the Dothan Eagle, a newspaper of general circulation published in Houston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive



weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 14, 21, 28, and June 4, all in the year 1957.

J. T. LANE, JR.

Sworn to and subscribed before me June 12, 1957.

JOHN D. HENDERSON,  
Notary Public.

Also:

By Mr. Moses:

S. 78. To regulate further the office of circuit solicitor of the Ninth Judicial Circuit of Alabama: Creating special funds for expenditure by the Circuit Solicitor in law enforcement and in the conduct of his office.

J. E. SPEIGHT,  
Secretary.

### SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

S. 312. Local Legislation No. 1.

S. 305. Local Legislation No. 1.

S. 78. Local Legislation No. 1.

### RESOLUTION

The following resolution was introduced:

By Mr. Hare:

H. J. R. 54. Whereas The Honorable William W. Garrett died at his home at Uriah, on Saturday, July 6, 1957; and

Whereas The Honorable William W. Garrett was a former member of both Houses of the Legislature, having served in the House of Representatives during the Dixon, Folsom, and Persons administrations, and in the Senate during the Sparks administration; and

Whereas The Honorable William W. Garrett was noted for his work in connection with agriculture and for his sponsorship of legislation providing for the establishment of livestock coliseums throughout the State, including the coliseum in Montgomery; and

Whereas The Honorable William W. Garrett had also served as chairman of the Alabama State Building Commission and as chairman of the Agricultural Center Board; and

Whereas the death of this outstanding, public-spirited citizen is deeply mourned by the members of the Legislature; now therefore, **BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:**

That the members of the Legislature hereby take official note of the passing of The Honorable William W. Garrett, and extend their sincere sympathy to the surviving members of his family.

Be it further resolved, that copies of this resolution be spread upon the journals of the two Houses, and that a copy be forwarded to the bereaved widow, Mrs. Margaret F. Garrett, at Uriah.

On motion of Mr. Hare the rules were suspended and H. J. R. 54 was adopted.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Dement	Huddleston	Nettles
Adams (Tallapoosa)	DeSear	Hunt	Nice
Albea	Dickson	Jenkins	Oakley
Ashworth	Edwards (Escambia)	Johnson (Elmore)	Payne
Bassett	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Boyd	Faulk	Killough	Pirkle
Bradford	Gilchrist	Lackey	Ramey
Brannan	Gilmer	Law	Richardson
Branyon	Gist	Lee (Barbour)	Rodgers
Brassell	Goodwyn	Lee (Lawrence)	Selman
Brewer	Hain	Locke (Perry)	Shumate
Broadfoot	Hall	McClendon (Chambers)	Simon
Brown (Lamar)	Haltom	McKay	Speaks
Brown (Lee)	Hanby	McLendon (Bullock)	Steagall
Burkhalter	Hardy	McNider	Stembridge
Callahan	Hare	Martin	Stokes
Cornett	Harrison	Mathews	Taylor
Cox	Harvey	Merrill	Vacca
Dawkins	Hawkins	Money	Windle
deGraffenried			

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#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 364. To amend further Act No. 691, S. 284, approved September 5, 1951 entitled "An Act To fix the compensation of court reporters, and providing for the payment thereof."

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

#### SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set out in the above and foregoing report of the Standing Committee on Rules.

#### RESOLUTIONS

The following resolutions were introduced:

By Messrs. Hardy, Hain and Gilmer:

H. J. R. 55. Whereas the National Micro-Midget Association is holding its championship race this year in the State of Pennsylvania, and at such race will determine the location for its 1958 championship race; and

Whereas the people of Alabama would be honored by the holding of next year's race in this State; now therefore,  
BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the members of the Legislature of Alabama do hereby cordially invite the National Micro-Midget Association to hold its 1958 championship race in the City of Selma, Alabama.

Be it further resolved, that the Clerk of the House transmit a duly authenticated copy of this resolution to the appropriate officials of the National Micro-Midget Association, to the president of the Selma Junior Chamber of Commerce, and to the editor of The Selma Times-Journal.

On motion of Mr. Hardy the rules were suspended and H. J. R. 55 was adopted.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Dement	Harvey	Money
Adams (Jefferson)	DeSear	Hawkins	Nettles
Adams (Tallapoosa)	Dickson	Holliman	Nice
Albea	Edwards (Escambia)	Huddleston	Oakley
Ashworth	Edwards (Jefferson)	Hunt	Payne
Bassett	Faulk	Jenkins	Pirkle
Boyd	Ferrell	Johnson (Elmore)	Reynolds
Bradford	Franklin	Killough	Richardson
Brannan	Gilchrist	Kirkham	Roberts
Branyon	Gilmer	Lackey	Selman
Brassell	Gist	Law	Shumate
Brewer	Goodwyn	Lee (Barbour)	Simon
Broadfoot	Gregory	Lee (Lawrence)	Speaks
Brown (Lamar)	Grouby	Locke (Perry)	Steagall
Brown (Lee)	Hain	McClendon (Chambers)	Summerlin
Burkhalter	Hall	McKay	Taylor
Cornett	Haltom	McLendon (Bullock)	Thomas
Cox	Hanby	McNider	Vacca
Crook	Hardy	Martin	Ward
Dawkins	Hare	Merrill	Windle
deGraffenried	Harrison		

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Also:

By Messrs. Tyson, Brannan, Simon and Nettles:

H. J. R. 56. Whereas, the Gulf Coast is the only coastal area of the United States without an off-shore weather station, and there is a proven need for more adequate weather information in this area, as evidenced by the awesome property damage and loss of life caused recently by Hurricane Audrey; and

Whereas, a floating ocean weather station could provide adequate warning of the formation of the severe storms which are characteristic of the area, and thereby contribute toward a minimization of loss of life and property damage in connection with future storms; now therefore, BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the Congress of the United States is hereby memorialized and petitioned to provide for the establishment of a floating weather station in the Gulf of Mexico, in order to give adequate protection to life and property in an area subject at any time to devastation by the severe storms which generally form in the central and western portions of the said Gulf.

Be it further resolved, that the Clerk of the House transmit a duly authenticated copy of this resolution to the Governor of each state bordering on the Gulf of Mexico, to the Speaker of the United States House of Representatives, to the President of the United States Senate, and to each member of the Alabama delegation in the United States Congress.

On motion of Mr. Tyson the rules were suspended and H. J. R. 56 was adopted.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Jenkins	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Franklin	Killough	Ramey
Albea	Gilchrist	Lackey	Reynolds
Ashworth	Gilmer	Law	Richardson
Bassett	Gist	Lee (Barbour)	Roberts
Boyd	Goodwyn	Lee (Lawrence)	Rodgers
Bradford	Gregory	Locke (Perry)	Selman
Brannan	Grouby	McClendon (Chambers)	Shumate
Brassell	Hain	McKay	Simon
Brewer	Hall	McLendon (Bullock)	Speaks
Broadfoot	Haltom	McNider	Steagall
Burkhalter	Hardy	Martin	Stembridge
Cornett	Harrison	Mathews	Taylor
Cox	Harvey	Mathison	Thomas
Crook	Hawkins	Merrill	Tyson
Dawkins	Holliman	Money	Vacca
deGraffenried	Huddleston	Nettles	Ward
Dement	Hunt	Nice	Windle
Dickson			

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Also:

By Mr. Boyd:

H. J. R. 57. Be It Resolved by the House the Senate Concurring That: Whereas, The recent request of the administration for a \$20,000,-000 highway bond issue to be used for matching federal highway aid grants has created grave concern about the management of highway funds in the State of Alabama, and particularly about the expenditure of the \$50,000,000 highway bond issue approved by the Legislature, at the urging of the Administration, in 1955, and

Whereas, Only a year ago, when the Highway Department's spending policies were questioned as possibly jeopardizing the federal highway program here, the Highway Director was quoted as offering reassurance that matching federal highway grants, under the newly authorized Federal-Aid Highway Act of 1956, would present no problem during the term of the present administration, and

Whereas, The apparent sudden deterioration in the highway financing position of the State of Alabama, far from winning support for a further \$20,000,000 highway bond issue, has raised serious questions about the expenditure of the \$50,000,000 bond issue previously approved, and

Whereas, The doubts and uncertainties created by this situation make it imperative that the Highway Department be given a full opportunity to vindicate its management of highway funds and to render to the Legislature and the people a full and detailed accounting of its stewardship over the \$50,000,000 bond issue, ordinary state highway revenues and federal aid grants, now, therefore, be it resolved, by the House of Representatives of the State of Alabama the Senate concurring therein that the Director of Highways be directed to provide the Committee on Ways and Means of the House of Representatives and the Committee on Finance and Taxation of the Senate a full and detailed accounting and report, covering all the following matters:

(1) A full explanation of the developments in the past year that caused the matching of federal highway aid grants to become a problem, when the Director of Highways saw no problem there in late June of 1956.

(2) A full accounting of the proceeds from the sales of the \$50,000,-000 bond issue, project by project in each county, including the \$6,000,000 worth of bonds sold in February, 1957, and the \$14,000,000 sold in April, 1957, and also including the amount of federal highway aid participation, if any, in each instance.

(3) A detailed explanation of why state highway maintenance costs have more than doubled since 1955, including an itemization of average state highway maintenance expenditures per mile of highway maintained in fiscal 1955, fiscal 1956, and fiscal 1957.

(4) A full accounting of state highway funds expended on projects for which no federal highway aid matching grants were requested in the fiscal years 1955, 1956, and 1957, and an itemization of all projects in this category that would have been eligible for federal participation; an itemization of the cost of such projects to the state; and an explanation in each case of why it was decided to pursue these wholly-state-financed projects to the neglect of projects for which the financing could have been greatly augmented by federal funds.

(5) An accounting of county-by-county expenditures on highway construction projects undertaken by the State Highway Department in each of the fiscal years 1955, 1956, and 1957, including those counties in which the state is responsible for all roads, and itemizing for each county the mileage constructed; the location of each project; whether the project was eligible for federal participation; if it was eligible, the amount of federal aid funds used, if any; whether there was competitive bidding for the contract, and, if so, the details thereof; the amounts expended for right-of-way purchase on each project; and, separately stated, the total amount spent for highway construction and highway maintenance in each county for each of the fiscal years 1955, 1956, and 1957, together with a figure showing the average expenditure in each county for each mile of road constructed, and the average expenditure in each county for each mile of road maintained by the State Highway Department.

(6) An accounting of the amount of state highway funds expended for purchase of equipment, including a detailed itemization of all equipment purchases from any single business concern in excess of \$1,000 per annum for fiscal 1955, fiscal 1956, and fiscal 1957.

The motion of Mr. Boyd to suspend the rules in order to bring up for immediate consideration the above and foregoing H. J. R. 57 was lost.

Yeas 29; Nays 50.

*Yeas:*

Messrs.:	DeSear	Kaul	Oakley
Adams (Jefferson)	Dickson	Lee (Barbour)	Perry
Albea	Edwards (Jefferson)	Locke (Perry)	Richardson
Boyd	Faulk	McNider	Rodgers
Brannan	Gilchrist	Merrill	Solomon
Brown (Lee)	Gilmer	Nettles	Thomas
Cornett	Hain	Nice	Vacca
Crook	Hardy		

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*Nays:*

Mr. Speaker	Cox	Gist	Hawkins
Ashworth	Davis	Gregory	Hodges
Brassell	Dawkins	Grouby	Huddleston
Broadfoot	Dement	Hall	Hunt
Brown (Lamar)	Edwards (Escambia)	Haltom	Jenkins
Burkhalter	Ferrell	Hanby	Kelly
Callahan	Franklin	Harvey	Kendall

Law	Money	Roberts	Steagall
Lee (Lawrence)	Nolen	Selman	Stembridge
Love	Oden	Shumate	Stokes
Martin	Payne	Simon	Tyson
Mathews	Ramey	Speaks	Ward
Mathison	Reynolds		

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And said resolution H. J. R. 57 was read and referred to the Standing Committee on Rules.

#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 57. To propose an amendment to the Constitution of Alabama relative to the costs and charges of courts and the fees, commissions, percentages, allowances, and compensation of certain officers of Cullman County.

Also:

H. 326. To vacate certain Streets and portions of Streets and other Public Ways in part of the area in the City of Birmingham lying North of First Avenue North; East of 39th Street; South of the Central of Georgia Railroad right-of-way and West of the Southern Railroad right-of-way.

Also:

H. 515. To regulate further the office of Circuit Solicitor of the Eleventh Judicial Circuit. Creating special funds for expenditure for the benefit of the Circuit Solicitor in law enforcement and in the conduct of his office.

Also:

H. 522. Relating to Tallapoosa County; fixing the compensation of the deputies to the sheriff of Tallapoosa County; and repealing conflicting laws.

Also:

H. 525. Relating to St. Clair County; authorizing and directing the court of county commissioners of St. Clair County to provide for the installation and use of voting machines in certain election precincts within the county; and authorizing the court of county commissioners to adjust the boundaries of election precincts and districts within the county in order to make the most effective use of such machines.

Also:

H. 526. Relating to St. Clair County: To fix the compensation of the coroner.

Also:

H. 542. Relating to St. Clair County: To amend Act No. 439, H. 933, approved August 17, 195., (Acts of Alabama 1951, page 790), which impose extra, new and additional duties on the Tax Assessor and Tax Collector.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

## SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bills and ordered same sent forthwith to the House without engrossment:

By Messrs. Flowers, Vann, Eddins, Little, Smith, Cantrell, Lamberth, Roberts, Allen, Metcalf, Leonard, Cooper, Skidmore, Moses, Davis (Pickens) and Goodwin:

S. 118. To propose and to provide for the submission of an amendment to the Constitution of Alabama authorizing the State to engage in works of internal improvement along navigable waterways within the State by way of docks and other facilities, in aid of commerce and use of waterways of the State, and authorizing the State to become indebted for not exceeding \$10,000,000 aggregate principal indebtedness in connection therewith and authorizing pledge of the faith and credit of the State to secure the repayment of such indebtedness and interest thereon.

Also:

By Mr. Roberts:

S. 330. To amend an act approved September 4, 1951, entitled "An Act Relating to cities having populations of not less than 50,000 nor more than 100,000 inhabitants; creating and establishing within such cities a civil service system to govern the appointment, tenure, compensation, conditions of employment, and removal of certain officers and employees of such cities" (Act No. 671, H. 921, Acts of 1951, Vol. II, p. 1158).

Also:

By Mr. Roberts:

S. 331. To amend Section 3 of an act approved June 19, 1951, entitled "An Act Relating to all cities in the State of Alabama having a population of not less than 47,000 people nor more than 100,000 people, according to the preliminary count of April 1, 1950, of the 1950 Federal Census or any succeeding regular decennial Federal Census; providing for the name, number, and designation of members of the governing body of all such cities; providing for the selection and employment of employees in all such cities and prescribing the authority of the governing body of such cities with respect to said employees; providing for distribution of the powers and duties of and among the members of the governing body of each such city, and providing for their compensation for duties herein imposed; providing for the time when the provisions of this act shall become effective; and repealing all laws or parts of laws, general or special, in conflict with the provisions hereof" (Act No. 112, H. 380, Acts of 1951, p. 337).

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

The Senate Bills, the titles to which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

S. 118. Was read a first time at length as required by the Constitution, and referred to the Standing Committee on Ways and Means.

S. 330. Local Legislation No. 1.

S. 331. Local Legislation No. 1.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 443. Relating to all counties in the State having a population of not less than 18,400 nor more than 18,800 inhabitants, according to the last or any subsequent Federal decennial census; to authorize and direct the governing body of any such county to allow and pay to the sheriff an amount not in excess of one hundred dollars (\$100) monthly for expenses incurred in operation, upkeep, repair and maintenance of his privately-owned automobile used on official business.

Also:

H. 524. To provide for the appointment and tenure and number, and fixing the compensation, of Bailiffs for Circuit Courts of Alabama in Circuits having two Circuit Judges composed of one County having a population of not less than 94,000 people nor more than 135,000 people according to the last or any subsequent Federal decennial census.

Also:

H. 557. Relating to counties having a population of not less than 26,000 nor more than 26,600, according to the last or any subsequent federal decennial census; authorizing the payment of the salaries of certain employees of such counties on a semi-monthly basis.

J. E. SPEIGHT,  
Secretary.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bill and ordered same sent forthwith to the House without engrossment:

By Mr. Leonard:

S. 315. To amend further Section 2 of an act approved February 18, 1927, entitled "An Act to provide additional duties and confer additional powers on each member of the Court of County Commissioners of Talladega County, Alabama, and supervising the construction, maintenance and upkeep of the roads and bridges in his District and to fix the salary and compensation of said commissioners."

With notice and proof thereto attached and herewith exhibited as follows:

#### NOTICE

Notice is hereby given of the intention to apply for passage by the legislature of the State of Alabama at its 1957 session of a bill which is substantially as follows:

#### A BILL TO BE ENTITLED AN ACT

To amend further Section 2 of an act approved February 18, 1927, entitled "An Act to provide additional duties and confer additional pow-



ers on each member of the Court of County Commissioners of Talladega County, Alabama, and supervising the construction, maintenance and upkeep of the roads and bridges in his District and to fix the salary and compensation of said commissioners."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 2 of an act approved February 18, 1927, entitled "An Act to provide additional duties and confer additional powers on each member of the Court of County Commissioners of Talladega County, Alabama, and supervising the construction, maintenance and upkeep of the roads and bridges in his District and to fix the salary and compensation of said commissioners," as amended by Act No. 28, H. 152, approved June 30, 1947 (Local Acts of 1947, p. 22, is hereby amended to read as follows:

"Section 2. Each member of the Court of County Commissions of Talladega County, except the probate judge, on presentation to the Court of County Commissioners of a monthly written report, which report shall show road inspections and due diligence on the part of such commissioner in the performance of his duties, which must be approved by the commissioners court, shall receive a mothly salary of one hundred fifty dollars (\$150), beginning on the first Monday after the second Tuesday in January 1959, which shall be in lieu of all fees and compensation allowed by law to such commissioner for services rendered in and about such commissioners court, including the work required as members of the Board of Review, the payment of such salary to be made out of the county treasury by warrant drawn by the probate judge on the treasury of the county on the first of each month for the preceding month. The probate judge shall receive as compensation for his services as a member of such commissioners court the sum of three dollars (\$3.00) for each day or part of a day which he shall preside over the sessions of said court said compensation to be paid on the first of each month for the preceding month out of the county treasury by warrant of such judge drawn on the treasury of the county. Each commissioner shall be entitled to expenses in the amount of one hundred dollars per month, and the probate judge shall be entitled to expenses in the amount of three thousand dollars per annum, payable in twelve equal installments. The expenses of the commissioners and of the probate judge shall be payable from the same fund or funds as their salaries, and shall be paid on warrants drawn by the probate judge."

Section 2. This Act shall become effective immediately upon its enactment.

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF

Before me, the undersigned authority in and for said County in said State, this day personally appeared Cecil Hornady, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor & Publisher of the Talladega Daily Home, a newspaper of general circulation published in Talladega County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 28, June 4, June 11, and June 18, all in the year 1957.

CECIL HORNADY.

Sworn to and subscribed before me June 19, 1957.

ZELL SEXTON,  
Notary Public.

J. E. SPEIGHT,  
Secretary.

### SENATE MESSAGE

The Senate Bill, the title to which is set out in the above and foregoing Message from the Senate, was read one time and referred to appropriate Standing Committee as follows:

S. 315. Local Legislation No. 1.

### MOTION TO SUSPEND RULES LOST

The motion of Mr. Dawkins to suspend the rules in order to take up for consideration the third reading of uncontested local bills, and immediately thereafter take up for consideration the third reading of contested local bills, was lost.

Yeas 54; Nays 20.

#### Yeas:

Mr. Speaker	Edwards (Escambia)	Hunt	Oden
Albea	Edwards (Jefferson)	Jenkins	Payne
Bassett	Ferrell	Johnson (Elmore)	Pirkle
Bradford	Franklin	Killough	Reynolds
Branyon	Gist	Kirkham	Roberts
Brassell	Goodwyn	Lackey	Selman
Brewer	Hall	Love	Shumate
Brown (Lamar)	Hanby	McClendon (Chambers)	Simon
Burkhalter	Hare	McNider	Steagall
Cox	Harvey	Mathews	Stembridge
Davis	Hawkins	Merrill	Stokes
Dawkins	Hodges	Money	Taylor
Dement	Holliman	Nice	Vacca
DeSear	Huddleston		

—54

#### Nays:

Messrs.:	Gilchrist	Lee (Lawrence)	Richardson
Adams (Tallapoosa)	Hain	Nettles	Rodgers
Ashworth	Haltom	Nolen	Tyson
Broadfoot	Kaul	Oakley	Ward
Cornett	Lee (Barbour)	Perry	Windle
Dickson			

—20

### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Simon to suspend the rules in order to take up for immediate consideration the third reading of uncontested local bills was adopted.

Yeas 81; Nays 4.

#### Yeas:

Mr. Speaker	Boyd	Brown (Lamar)	deGraffenried
Adams (Jefferson)	Bradford	Callahan	Dement
Adams (Tallapoosa)	Branyon	Cornett	Dickson
Albea	Brassell	Cox	Edwards (Escambia)
Bassett	Broadfoot	Crook	Edwards (Jefferson)

Faulk	Hawkins	McLendon (Bullock)	Roberts
Ferrell	Hodges	McNider	Rodgers
Franklin	Huddleston	Mathews	Selman
Gilchrist	Hunt	Merrill	Simon
Gilmer	Jenkins	Money	Speaks
Gist	Johnson (Elmore)	Nettles	Steagall
Goodwyn	Kendall	Nolen	Stembridge
Gregory	Killough	Oakley	Stokes
Hain	Lackey	Oden	Summerlin
Hall	Lee (Barbour)	Payne	Taylor
Haltom	Lee (Lawrence)	Perry	Thomas
Hanby	Locke (Choctaw)	Pirkle	Tyson
Hardy	Locke (Perry)	Ramey	Vacca
Hare	Love	Reynolds	Ward
Harrison	McClendon (Chambers)	Richardson	Windle
Harvey			

—81

Nays:

Messrs.:	Dawkins	Holliman	Kirkham
Ashworth			

—4

## BILLS ON THIRD READING

H. 439. To define, regulate, and license barbers, apprentice barbers, and the practice of barbering in Jackson County; to create the Board of Barber Examiners of Jackson County, and to provide for the appointment, term, powers, duties and compensation of the members thereof; to provide for the examination of applicants for a barber's certificate of registration or for an apprentice barber's certification of registration; to provide for the issuance, suspension, and revocation of a certificate of registration, and to provide for appeals from any action of the Board of Barber Examiners in refusing to issue, or in suspending or revoking, a certificate of registration; and to prescribe penalties for violations of the Act.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Hunt	Oden
Adams (Jefferson)	Faulk	Jenkins	Payne
Adams (Tallapoosa)	Ferrell	Kendall	Perry
Albea	Franklin	Killough	Pirkle
Ashworth	Gilchrist	Law	Ramey
Bassett	Gilmer	Lee (Barbour)	Reynolds
Boyd	Gist	Lee (Lawrence)	Roberts
Bradford	Goodwyn	Locke (Perry)	Selman
Brannan	Hain	Love	Shumate
Branyon	Hall	McClendon (Chambers)	Simon
Brown (Lamar)	Haltom	McLendon (Bullock)	Speaks
Burkhalter	Hanby	McNider	Steagall
Cornett	Hardy	Mathews	Stembridge
Cox	Harrison	Merrill	Stokes
Crook	Harvey	Money	Taylor
deGraffenried	Hawkins	Nettles	Thomas
Dement	Hodges	Nice	Vacca
Dickson	Holliman	Nolen	Ward
Edwards (Escambia)	Huddleston	Oakley	Windle

—76

And the bill:

H. 566. To fix the compensation of members of the court of county commissioners, board of revenue or like governing body of all counties having a population of not less than 26,000 nor more than 26,600, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Faulk	Killough	Perry
Adams (Jefferson)	Ferrell	Kirkham	Pirkle
Adams (Tallapoosa)	Franklin	Lackey	Ramey
Ashworth	Gilchrist	Law	Reynolds
Bassett	Gilmer	Lee (Barbour)	Richardson
Boyd	Gist	Locke (Choctaw)	Roberts
Bradford	Goodwyn	Locke (Perry)	Rodgers
Brannan	Hain	Love	Selman
Branyon	Hall	McClendon (Chambers)	Shumate
Brown (Lamar)	Hanby	McLendon (Bullock)	Simon
Burkhalter	Hardy	McNider	Speaks
Cornett	Harrison	Martin	Steagall
Cox	Harvey	Mathews	Stembridge
Crook	Hawkins	Mathison	Stokes
Dawkins	Hodges	Merrill	Taylor
deGraffenried	Holliman	Money	Thomas
Dement	Huddleston	Nettles	Tyson
DeSear	Hunt	Nolen	Vacca
Dickson	Jenkins	Oakley	Ward
Edwards (Escambia)	Johnson (Elmore)	Payne	Windle
Edwards (Jefferson)	Kendall		

—82

And the bill:

H. 573. To amend Section 5 of an act entitled "Relating to the construction, maintenance and repair of the county roads and bridges of Cherokee County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department and relieving the county and the officials thereof, of certain duties in regard thereto; providing for the transfer by the county and its officials to the State Highway Department of certain funds, including Cherokee County's proportionate share of the State gasoline tax, State motor vehicle license tax allocated to the county, supplies, equipment, machinery and materials for the construction, maintenance and repair of county roads and bridges; and repealing conflicting laws," approved August 23, 1955, being Act No. 261.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Brannan	Cox	Franklin
Adams (Jefferson)	Branyon	deGraffenried	Gilmer
Adams (Tallapoosa)	Brassell	DeSear	Gist
Albea	Brewer	Edwards (Escambia)	Goodwyn
Bassett	Brown (Lamar)	Edwards (Jefferson)	Gregory
Boyd	Burkhalter	Faulk	Hall
Bradford	Cornett	Ferrell	Halton

Hanby	Lackey	Mathison	Rodgers
Harrison	Law	Merrill	Shumate
Harvey	Lee (Barbour)	Money	Simon
Hawkins	Lee (Lawrence)	Nettles	Speaks
Hodges	Locke (Choctaw)	Nolen	Steagall
Holliman	Locke (Perry)	Oden	Stembridge
Huddleston	Love	Perry	Stokes
Hunt	McClendon (Chambers)	Pirkle	Taylor
Jenkins	McLendon (Bullock)	Ramey	Thomas
Johnson (Elmore)	McNider	Reynolds	Vacca
Killough	Martin	Richardson	Ward
Kirkham	Mathews	Roberts	

—75

And the bill:

H. 444. To provide further for the registration of voters in all counties having a population of not less than 200,000 nor more than 500,000 inhabitants, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 93; Nays 1.

Yeas:

Mr. Speaker	Franklin	Kendall	Oden
Adams (Jefferson)	Gilchrist	Killough	Payne
Adams (Tallapoosa)	Gilmer	Kirkham	Perry
Albea	Gist	Lackey	Pirkle
Ashworth	Goodwyn	Law	Ramey
Bassett	Gregory	Lee (Barbour)	Reynolds
Boyd	Grouby	Lee (Lawrence)	Richardson
Bradford	Hain	Locke (Choctaw)	Roberts
Branyon	Hall	Locke (Perry)	Rodgers
Brassell	Haltom	Love	Shumate
Brewer	Hanby	McClendon (Chambers)	Simon
Broadfoot	Hardy	McKay	Solomon
Brown (Lamar)	Hare	McLendon (Bullock)	Speaks
Cornett	Harrison	McNider	Steagall
Cox	Harvey	Martin	Stembridge
Crook	Hawkins	Mathews	Stokes
deGraffenried	Hodges	Mathison	Summerlin
Dement	Holliman	Merrill	Taylor
DeSear	Huddleston	Money	Thomas
Dickson	Hunt	Nettles	Tyson
Edwards (Escambia)	Jenkins	Nice	Vacca
Edwards (Jefferson)	Johnson (Elmore)	Nolen	Ward
Faulk	Johnson (Tallapoosa)	Oakley	Windle
Ferrell			

—93

Nay: Mr. Dawkins

—1

And the bill:

H. 558. To alter, re-arrange, and extend the boundaries and corporate limits of the Town of Gulf Shores in Baldwin County.

Was taken up.

Mr. Brannan offered the following substitute for the bill, H. 558:

A BILL  
TO BE ENTITLED  
AN ACT

To alter, re-arrange, and extend the boundaries and corporate limits of the Town of Gulf Shores in Baldwin County.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries of the Town of Gulf Shores in Baldwin County are hereby altered, re-arranged and extended so as to include within the corporate limits of said municipality the following described lands lying and being in said Baldwin County, to-wit:

Beginning at the Southwest corner of Section 9, Township 9 South, Range 4 East; run thence West one-quarter ( $\frac{1}{4}$ ) mile, more or less, to the Northwest corner of the Northeast Quarter ( $NE\frac{1}{4}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of Section 17, Township 9 South, Range 4 East; run thence South one-quarter ( $\frac{1}{4}$ ) mile, more or less, to the Southwest corner of the Northeast Quarter ( $NE\frac{1}{4}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of Section 17, Township 9 South, Range 4 East; run thence East one-quarter ( $\frac{1}{4}$ ) mile, more or less, to the Southeast corner of the Northeast Quarter ( $NE\frac{1}{4}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of Section 17, Township 9 South, Range 4 East; run thence South along the Section line to a point 406.4 feet South of the East quarter corner of Section 17, Township 9 South, Range 4 East; run thence South 57 degrees West 1700 feet, to a point 200 feet East of the East right-of-way line of Alabama Highway No. 3; run thence South 7 degrees and 45 minutes West 1329.7 feet, parallel to the center of Alabama Highway No. 59; run thence North 77 degrees East 1606.9 feet, to the East line of Section 17, Township 9 South, Range 4 East; run thence South 395 feet to the Southeast corner of Section 17, Township 9 South, Range 4 East; run thence East five-eighths ( $\frac{5}{8}$ ) mile to the Northeast corner of the West Half ( $W\frac{1}{2}$ ) of the West Half ( $W\frac{1}{2}$ ) of Lot "A", Section 21, Township 9 South, Range 4 East; run thence South 1057 feet to the centerline of Gulf Shores Boulevard; run thence South 77 degrees and 47 minutes West 424.7 feet, along the centerline of Gulf Shores Boulevard; run thence South 612 feet to the Gulf of Mexico; run thence South 80 degrees West, seven-eighths ( $\frac{7}{8}$ ) mile, more or less, along and with the margin of the Gulf of Mexico, to a point due South of the Southwest corner of the East Half ( $E\frac{1}{2}$ ) of the Southwest Quarter ( $SW\frac{1}{4}$ ) of the Southeast Quarter of Section 17, Township 9 South, Range 4 East; run thence North two and one-quarter ( $2\frac{1}{4}$ ) miles, more or less, to the center line of the Intracoastal Canal; run thence North 88 degrees and 40 minutes East three-eighths ( $\frac{3}{8}$ ) mile, more or less, to the West right-of-way line of Alabama Highway No. 59; run thence North along and with the West right-of-way line of Alabama Highway No. 59 1190 feet to the Northwest corner of Section 9, Township 9 South, Range 4 East; run thence East one-eighth ( $\frac{1}{8}$ ) mile, to the Northeast corner of the West Half ( $W\frac{1}{2}$ ) of the Northwest Quarter ( $NW\frac{1}{4}$ ) of the Northwest Quarter ( $NW\frac{1}{4}$ ) of Section 9, Township 9 South, Range 4 East; run thence South 1170 feet to the center line of the Intracoastal Canal; run thence North 88 degrees and 40 minutes East seven-eighths ( $\frac{7}{8}$ ) mile to the East line of Section 9, Township 9 South, Range 4 East; run thence South 1550 feet to the East quarter corner of Section 9, Township 9 South, Range 4 East; run thence West three-quarters ( $\frac{3}{4}$ ) mile to the center of the West Half ( $W\frac{1}{2}$ ) of Section 9, Township 9 South, Range 4 East; run thence South one-half ( $\frac{1}{2}$ ) mile to the Southeast corner of the Southwest Quarter ( $SW\frac{1}{4}$ ) of the Southwest Quarter ( $SW\frac{1}{4}$ ) of Section 9, Township 9 South, Range 4 East; run thence West one-quarter ( $\frac{1}{4}$ ) mile to the point of beginning.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Adams (Jefferson)	Faulk	Johnson (Tallapoosa)	Oden
Adams (Tallapoosa)	Ferrell	Kendall	Payne
Albea	Franklin	Killough	Perry
Ashworth	Gilchrist	Kirkham	Pirkle
Bassett	Gilmer	Lackey	Ramey
Boyd	Gist	Law	Reynolds
Bradford	Goodwyn	Lee (Barbour)	Richardson
Brannan	Gregory	Lee (Lawrence)	Roberts
Branyon	Hain	Locke (Choctaw)	Rodgers
Brassell	Hall	Locke (Perry)	Shumate
Brewer	Haltom	McClendon (Chambers)	Simon
Broadfoot	Hanby	McKay	Speaks
Brown (Lamar)	Hardy	McLendon (Bullock)	Steagall
Cornett	Hare	McNider	Stembridge
Cox	Harrison	Martin	Stokes
Crook	Harvey	Mathews	Summerlin
Dawkins	Hawkins	Mathison	Taylor
deGraffenried	Hodges	Merrill	Thomas
Dement	Holliman	Money	Vacca
DeSear	Huddleston	Nettles	Ward
Dickson	Hunt	Nolen	Windle
Edwards (Escambia)	Jenkins		

—90

And said bill, H. 558, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Faulk	Killough	Payne
Adams (Tallapoosa)	Ferrell	Kirkham	Perry
Albea	Franklin	Lackey	Pirkle
Ashworth	Gilchrist	Law	Ramey
Bassett	Gilmer	Lee (Barbour)	Reynolds
Boyd	Goodwyn	Lee (Lawrence)	Richardson
Bradford	Gregory	Locke (Choctaw)	Roberts
Brannan	Hall	Locke (Perry)	Rodgers
Branyon	Haltom	McClendon (Chambers)	Selman
Brassell	Hanby	McKay	Shumate
Brewer	Hardy	McLendon (Bullock)	Simon
Brown (Lamar)	Hare	McNider	Speaks
Cornett	Harrison	Martin	Steagall
Cox	Harvey	Mathews	Stembridge
Crook	Hawkins	Mathison	Stokes
Dawkins	Hodges	Merrill	Taylor
deGraffenried	Holliman	Money	Thomas
Dement	Huddleston	Nettles	Vacca
DeSear	Hunt	Nolen	Ward
Dickson	Jenkins	Oakley	Windle
Edwards (Escambia)	Johnson (Elmore)	Oden	

—83

And the bill:

H. 626. Relating to Choctaw County: To amend Section 4 of Act No. 660, General & Local Acts of 1951, approved September 4, 1951, relating to the Inferior Court of Choctaw County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Elmore)	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Oden
Albea	Faulk	Killough	Payne
Ashworth	Ferrell	Kirkham	Perry
Bassett	Franklin	Lackey	Pirkle
Boyd	Gilchrist	Lee (Barbour)	Ramey
Bradford	Gilmer	Lee (Lawrence)	Reynolds
Brannan	Gist	Locke (Choctaw)	Richardson
Branyon	Goodwyn	Locke (Perry)	Roberts
Brassell	Hall	McClendon (Chambers)	Rodgers
Brewer	Haltom	McKay	Simon
Brown (Lamar)	Hanby	McLendon (Bullock)	Speaks
Cornett	Hardy	McNider	Steagall
Cox	Harrison	Martin	Stembridge
Crook	Hawkins	Mathews	Stokes
Dawkins	Hodges	Mathison	Taylor
deGraffenried	Holliman	Merrill	Vacca
Dement	Huddleston	Money	Ward
DeSear	Hunt	Nettles	Windle
Dickson	Jenkins	Nolen	

—79

And the bill:

H. 628. To amend an act approved August 26, 1953, entitled "An Act Relating to Cullman County; fixing the compensation of the coroner" (Act No. 374, H. 736, Acts of Alabama, Regular Session, 1953, Vol. I, p. 446).

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dickson	Holliman	McNider
Adams (Tallapoosa)	Edwards (Escambia)	Huddleston	Martin
Albea	Faulk	Hunt	Mathews
Ashworth	Franklin	Jenkins	Mathison
Bassett	Gilmer	Johnson (Elmore)	Merrill
Boyd	Gist	Johnson (Tallapoosa)	Money
Bradford	Goodwyn	Killough	Nettles
Brannan	Gregory	Kirkham	Nice
Branyon	Grouby	Lackey	Nolen
Brassell	Hall	Law	Oakley
Brown (Lamar)	Haltom	Lee (Barbour)	Oden
Cox	Hanby	Lee (Lawrence)	Payne
Crook	Hardy	Locke (Choctaw)	Perry
Dawkins	Harrison	Locke (Perry)	Pirkle
deGraffenried	Harvey	McClendon (Chambers)	Ramey
Dement	Hawkins	McKay	Reynolds
DeSear	Hodges	McLendon (Bullock)	Richardson



Roberts  
Rodgers  
Selman  
Shumate

Simon  
Speaks  
Steagall  
Stembridge

Stokes  
Taylor  
Thomas  
Tyson

Vacca  
Ward  
Windle

—83

And the bill:

H. 630. To require a license for each person, firm, corporation, dealer or agent selling, offering to sell, or soliciting orders for the sale of furniture, household goods and appliances to ultimate consumers who do not maintain a regular established place of business in DeKalb County, Alabama, for the sale of such furniture and provide for the collection of said license, and to provide a penalty for failure to take out said license and to provide that the Probate Judge issue said license and to provide that the money collected from said license to be paid into the General Fund of DeKalb County, Alabama, for general purposes.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker  
Adams (Tallapoosa)  
Albea  
Ashworth  
Bassett  
Boyd  
Bradford  
Brannan  
Branyon  
Brassell  
Brown (Lamar)  
Cox  
Crook  
Dawkins  
deGraffenried  
Dement  
DeSear  
Dickson  
Edwards (Escambia)  
Faulk

Ferrell  
Gilmer  
Gist  
Goodwyn  
Franklin  
Gregory  
Grouby  
Hall  
Haltom  
Hanby  
Harrison  
Hawkins  
Hodges  
Holliman  
Huddleston  
Hunt  
Jenkins  
Johnson (Elmore)  
Killough  
Kirkham

Lackey  
Law  
Lee (Barbour)  
Lee (Lawrence)  
Locke (Choctaw)  
Locke (Perry)  
McClendon (Chambers)  
McKay  
McLendon (Bullock)  
McNider  
Martin  
Mathews  
Mathison  
Merrill  
Money  
Nettles  
Nice  
Nolen  
Oakley  
Oden

Payne  
Pirkle  
Ramey  
Reynolds  
Richardson  
Roberts  
Rodgers  
Selman  
Shumate  
Simon  
Solomon  
Speaks  
Steagall  
Stembridge  
Stokes  
Taylor  
Thomas  
Tyson  
Vacca  
Ward

—80

And the bill:

H. 634. Relating to Lawrence County; regulating further the times and places of registering voters by the board of registrars.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker  
Adams (Tallapoosa)  
Albea  
Ashworth  
Bassett  
Boyd  
Bradford

Brannan  
Branyon  
Brassell  
Broadfoot  
Brown (Lamar)  
Cornett  
Cox

Crook  
Dawkins  
deGraffenried  
Dement  
DeSear  
Dickson  
Edwards (Escambia)

Faulk  
Ferrell  
Franklin  
Gilchrist  
Gilmer  
Gist  
Goodwyn

Gregory	Johnson (Elmore)	Martin	Richardson
Grouby	Johnson (Tallapoosa)	Mathews	Roberts
Hall	Killough	Mathison	Selman
Haltom	Kirkham	Merrill	Shumate
Hanby	Lackey	Money	Simon
Hardy	Law	Nettles	Speaks
Harrison	Lee (Barbour)	Nolen	Steagall
Harvey	Lee (Lawrence)	Oakley	Stembridge
Hawkins	Locke (Choctaw)	Oden	Stokes
Hodges	Locke (Perry)	Payne	Taylor
Holliman	McClendon (Chambers)	Perry	Thomas
Huddleston	McKay	Pirkle	Vacca
Hunt	McLendon (Bullock)	Ramey	Ward
Jenkins	McNider	Reynolds	Windle

—84

And the bill:

H. 635. Relating to Lawrence County, fixing the time of meeting of the county board of equalization to review, revise, correct and fix the assessment values as set by the tax assessor; repealing conflicting laws.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 86; Nays 0.

Yeas.

Mr. Speaker	Gilchrist	Kirkham	Payne
Adams (Tallapoosa)	Gilmer	Lackey	Perry
Albea	Gist	Lee (Barbour)	Pirkle
Ashworth	Goodwyn	Lee (Lawrence)	Ramey
Bassett	Gregory	Locke (Choctaw)	Reynolds
Boyd	Grouby	Locke (Perry)	Richardson
Bradford	Hall	Love	Roberts
Brannan	Haltom	McClendon (Chambers)	Rodgers
Branyon	Hanby	McKay	Selman
Brassell	Hardy	McLendon (Bullock)	Shumate
Brown (Lamar)	Hare	McNider	Simon
Cornett	Harrison	Martin	Solomon
Cox	Harvey	Mathews	Speaks
Crook	Hawkins	Mathison	Steagall
Dawkins	Hodges	Merrill	Stembridge
deGraffenried	Holliman	Money	Stokes
Dement	Huddleston	Nettles	Taylor
DeSear	Hunt	Nice	Thomas
Dickson	Jenkins	Nolen	Vacca
Edwards (Escambia)	Johnson (Elmore)	Oakley	Ward
Faulk	Johnson (Tallapoosa)	Oden	Windle
Franklin	Killough		

—86

And the bill:

H. 638. To extend the corporate limit lines of the City of Guntersville, Alabama, and to provide when said Act will take effect.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Oakley
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oden
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Ferrell	Killough	Pirkle
Ashworth	Franklin	Kirkham	Ramey
Bassett	Gilchrist	Lackey	Reynolds
Boyd	Gilmer	Law	Roberts
Bradford	Gist	Lee (Barbour)	Rodgers
Brannan	Goodwyn	Lee (Lawrence)	Shumate
Branyon	Gregory	Locke (Choctaw)	Simon
Brassell	Grouby	Locke (Perry)	Solomon
Broadfoot	Hall	Love	Speaks
Brown (Lamar)	Haltom	McClendon (Chambers)	Steagall
Callahan	Hanby	McKay	Stembridge
Cornett	Hardy	McLendon (Bullock)	Stokes
Cox	Harrison	Mathison	Taylor
Crook	Harvey	Merrill	Thomas
Dawkins	Hawkins	Money	Vacca
deGraffenried	Hodges	Nettles	Ward
Dement	Holliman	Nolen	Windle
DeSear	Huddleston		

—82

And the bill:

H. 640. To amend the title and Sections 6 and 9 of Act No. 31 adopted at the Second Special Session of the Legislature of Alabama of 1956, which act is applicable to any county having a population of not less than 225,000 nor more than 525,000 inhabitants according to the last or any subsequent federal census, so as to provide for the issuance of general obligation warrants of such counties in amounts which, when added to the amount of the special recording fees provided for in said Act No. 31 on hand for such purpose remaining after creating a special fund as a reserve or cushion for the benefit of such warrants, will be sufficient to pay the costs of installation of the improved indexing and recording provided for in said act, and so as to provide that such warrants and any interest coupons applicable thereto shall evidence claims for office supplies for offices of Probate Judges within the meaning of Subsection 3 of Section 121 of Title 12 of the Code of Alabama of 1940, as amended, and so as to provide that issuance of such warrants and coupons shall constitute audit and allowance of such claims and that said claims need not be proved or registered.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 83; Nays 1.

Yeas:

Mr. Speaker	Cox	Gregory	Jenkins
Adams (Tallapoosa)	Crook	Grouby	Johnson (Elmore)
Albea	deGraffenried	Hall	Johnson (Tallapoosa)
Ashworth	Dement	Haltom	Killough
Bassett	DeSear	Hanby	Kirkham
Boyd	Dickson	Hardy	Lackey
Bradford	Edwards (Escambia)	Harrison	Law
Brannan	Ferrell	Harvey	Lee (Barbour)
Branyon	Franklin	Hawkins	Lee (Lawrence)
Brassell	Gilchrist	Hodges	Locke (Choctaw)
Broadfoot	Gilmer	Holliman	Locke (Perry)
Brown (Lamar)	Gist	Huddleston	Love
Cornett	Goodwyn	Hunt	McClendon (Chambers)

McKay	Nettles	Ramey	Stembridge
McLendon (Bullock)	Nice	Roberts	Stokes
McNider	Nolen	Rodgers	Taylor
Martin	Oakley	Shumate	Thomas
Mathews	Oden	Simon	Vacca
Mathison	Payne	Solomon	Ward
Merrill	Perry	Speaks	Windle
Money	Pirkle	Steagall	—83
Nay:	Mr. Dawkins		—1

And the bill:

H. 641. Applying in counties having a population of not less than 225,000 nor more than 525,000 inhabitants according to the last or any subsequent Federal census; providing for the method of acknowledging full or partial satisfaction of any recorded mortgage or other lien in the records of the office of the Judge of Probate of such county.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Killough	Oakley
Adams (Tallapoosa)	Franklin	Kirkham	Oden
Albea	Gilchrist	Lackey	Perry
Ashworth	Gilmer	Lee (Lawrence)	Pirkle
Bassett	Goodwyn	Locke (Choctaw)	Ramey
Boyd	Grouby	Locke (Perry)	Rodgers
Bradford	Hall	Love	Shumate
Brannan	Haltom	McClendon (Chambers)	Simon
Branyon	Hanby	McKay	Solomon
Brassell	Hardy	McLendon (Bullock)	Speaks
Broadfoot	Harrison	McNider	Steagall
Brown (Lamar)	Harvey	Mathews	Stembridge
Callahan	Hawkins	Mathison	Stokes
Cornett	Hodges	Merrill	Taylor
Cox	Hunt	Money	Thomas
Dement	Jenkins	Nettles	Vacca
DeSear	Johnson (Elmore)	Nice	Ward
Dickson	Johnson (Tallapoosa)	Nolen	Windle

—72

And the bill:

H. 646. To amend Section 1 of an act approved September 25, 1947, entitled "An Act to change the method of compensating the Register of the Circuit Court of Talladega County, placing such officer on a salary, and providing for clerical assistance and office space for him" (Act No. 461, H. 885, Local Acts of 1947, p. 323).

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Bassett	Branyon	Callahan
Adams (Tallapoosa)	Boyd	Brassell	Cornett
Albea	Bradford	Broadfoot	Cox
Ashworth	Brannan	Brown (Lamar)	Crook

Dawkins	Harvey	McClendon (Chambers)	Reynolds
Dement	Hawkins	McKay	Richardson
DeSear	Hodges	McLendon (Bullock)	Roberts
Dickson	Holliman	McNider	Rodgers
Edwards (Escambia)	Hunt	Martin	Shumate
Edwards (Jefferson)	Jenkins	Mathews	Simon
Ferrell	Johnson (Elmore)	Mathison	Solomon
Franklin	Johnson (Tallapoosa)	Merrill	Speaks
Gilchrist	Killough	Money	Steagall
Gist	Kirkham	Nettles	Stembridge
Goodwyn	Lackey	Nolen	Stokes
Gregory	Law	Oakley	Taylor
Hall	Lee (Barbour)	Oden	Thomas
Haltom	Lee (Lawrence)	Payne	Vacca
Hanby	Locke (Choctaw)	Perry	Ward
Hardy	Locke (Perry)	Pirkle	Windle
Harrison	Love	Ramey	

—83

And the bill:

H. 647. To amend Section 1 of an act approved September 25, 1947, entitled "An Act to change the method of compensating the Circuit Clerk of Talladega County, placing such officer on a salary, and providing for clerical assistance and office space for him" (Act No. 460, H. 884, Local Acts of 1947, p. 322).

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Dickson	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Tallapoosa)	Oden
Adams (Tallapoosa)	Ferrell	Killough	Perry
Albea	Franklin	Kirkham	Pirkle
Ashworth	Gilmer	Lee (Barbour)	Ramey
Boyd	Gist	Lee (Lawrence)	Richardson
Bradford	Goodwyn	Locke (Choctaw)	Roberts
Brannan	Gregory	Locke (Perry)	Rodgers
Branyon	Hall	Love	Shumate
Brassell	Haltom	McClendon (Chambers)	Solomon
Broadfoot	Hanby	McKay	Speaks
Brown (Lamar)	Hardy	McLendon (Bullock)	Steagall
Callahan	Harrison	McNider	Stembridge
Cornett	Harvey	Mathews	Stokes
Cox	Hawkins	Mathison	Taylor
Crook	Hodges	Merrill	Thomas
Dawkins	Holliman	Money	Vacca
Dement	Huddleston	Nettles	Ward
DeSear	Hunt	Nolen	Windle

—76

And the bill:

H. 648. To amend Section 27 of an act approved March 15, 1911, entitled "An Act to provide for the better construction, repairing, working and maintaining of public roads and bridges in Talladega County, Alabama" (Act No. 118, S. 203, Local Acts of 1911, p. 113).

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Johnson (Elmore)	Nolen
Adams (Jefferson)	Franklin	Johnson (Tallapoosa)	Oakley
Adams (Tallapoosa)	Gilchrist	Killough	Payne
Albea	Gilmer	Kirkham	Perry
Ashworth	Gist	Lackey	Pirkle
Bassett	Goodwyn	Law	Ramey
Boyd	Gregory	Lee (Barbour)	Richardson
Bradford	Grouby	Lee (Lawrence)	Roberts
Branyon	Hall	Locke (Choctaw)	Shumate
Brassell	Haltom	Locke (Perry)	Solomon
Broadfoot	Hanby	Love	Speaks
Brown (Lamar)	Hardy	McClendon (Chambers)	Steagall
Brown (Lee)	Harrison	McKay	Stembridge
Cornett	Harvey	McNider	Stokes
Cox	Hawkins	Mathews	Taylor
Crook	Hodges	Mathison	Thomas
Dawkins	Holliman	Merrill	Vacca
Dement	Huddleston	Money	Ward
Dickson	Hunt	Nettles	Windle
Edwards (Escambia)	Jenkins		

—78

And the bill:

H. 649. To amend Section 1 of an act approved September 25, 1947, entitled "An Act to change the method of compensating the Sheriff of Talladega County, placing such officer on a salary, and providing for clerical assistance and office space for him" (Act No. 462, H. 886, Local Acts of 1947, p. 324).

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Elmore)	Nolen
Albea	Edwards (Escambia)	Johnson (Tallapoosa)	Oakley
Ashworth	Franklin	Killough	Payne
Bassett	Gilchrist	Kirkham	Perry
Boyd	Gist	Lackey	Pirkle
Bradford	Goodwyn	Law	Ramey
Brannan	Gregory	Lee (Barbour)	Richardson
Branyon	Hall	Lee (Lawrence)	Roberts
Brassell	Haltom	Locke (Choctaw)	Shumate
Brown (Lamar)	Hanby	Locke (Perry)	Simon
Brown (Lee)	Hardy	Love	Speaks
Callahan	Harrison	McClendon (Chambers)	Steagall
Cornett	Harvey	McKay	Stembridge
Cox	Hawkins	McClendon (Bullock)	Stokes
Crook	Hodges	McNider	Taylor
Dawkins	Holliman	Mathews	Thomas
deGraffenried	Huddleston	Merrill	Vacca
Dement	Hunt	Money	Ward
DeSear	Jenkins	Nettles	Windle

—76

And the bill:

H. 631. To amend retrospectively Section 22 of Act No. 929 of the regular session of the Legislature of Alabama of 1951, relating to cities

having a population of two hundred and fifty thousand inhabitants according to the last or any succeeding federal census.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Kirkham	Oakley
Adams (Jefferson)	Franklin	Lackey	Oden
Albea	Gilchrist	Law	Payne
Ashworth	Gist	Lee (Barbour)	Pirkle
Bassett	Gregory	Lee (Lawrence)	Ramey
Boyd	Hall	Locke (Choctaw)	Reynolds
Bradford	Haltom	Locke (Perry)	Richardson
Brannan	Hanby	Love	Roberts
Branyon	Harrison	McClendon (Chambers)	Rodgers
Brassell	Harvey	McKay	Shumate
Brown (Lamar)	Hawkins	McLendon (Bullock)	Simon
Cornett	Hodges	McNider	Steagall
Cox	Holliman	Mathews	Stembridge
Crook	Hunt	Merrill	Taylor
Dawkins	Jenkins	Money	Thomas
Dement	Johnson (Elmore)	Nettles	Vacca
DeSear	Kendall	Nice	Ward
Edwards (Escambia)	Killough	Nolen	Windle
Edwards (Jefferson)			

—73

And the bill:

H. 632. TO AMEND retrospectively Section 9 of Act No. 929 of the Regular Session of the Legislature of Alabama of 1951, approved September 12, 1951 (General Acts 1951, Page 1579).

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Franklin	Kirkham	Oden
Adams (Jefferson)	Gilchrist	Lackey	Payne
Albea	Gist	Law	Perry
Ashworth	Gregory	Lee (Barbour)	Pirkle
Bassett	Grouby	Lee (Lawrence)	Ramey
Boyd	Hall	Locke (Choctaw)	Reynolds
Brannan	Haltom	Locke (Perry)	Roberts
Branyon	Hanby	Love	Rodgers
Brassell	Hardy	McClendon (Chambers)	Shumate
Brown (Lamar)	Harvey	McKay	Simon
Callahan	Hawkins	McLendon (Bullock)	Solomon
Cornett	Hodges	McNider	Steagall
Crook	Holliman	Mathews	Stembridge
Dawkins	Hunt	Mathison	Stokes
Dement	Jenkins	Merrill	Taylor
Dickson	Johnson (Elmore)	Money	Thomas
Edwards (Escambia)	Johnson (Tallapoosa)	Nettles	Vacca
Edwards (Jefferson)	Kendall	Nice	Windle
Ferrell	Killough	Nolen	

—75

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution, and returns same herewith to the House:

H. J. R. 55. The members of the Legislature of Alabama do hereby cordially invite the National Micro-Midget Association to hold its 1958 championship race in the City of Selma, Alabama.

J. E. SPEIGHT,  
Secretary.

## BILLS ON THIRD READING RESUMED

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Stokes to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 234, was adopted.

Yeas 79; Nays 1.

Yeas:

Mr. Speaker	Franklin	Kendall	Nolen
Albea	Gilchrist	Killough	Oakley
Ashworth	Gilmer	Kirkham	Oden
Bassett	Gist	Lackey	Perry
Boyd	Goodwyn	Law	Pirkle
Bradford	Gregory	Lee (Barlow)	Ramsey
Brannan	Grouby	Lee (Lawrence)	Reynolds
Branyon	Hall	Locke (Choctaw)	Roberts
Brassell	Haltom	Love	Rodgers
Brewer	Hanby	McClendon (Chambers)	Selman
Brown (Lamar)	Hardy	McKay	Simon
Brown (Lee)	Hare	McLendon (Bullock)	Solomon
Callahan	Harrison	McNider	Speaks
Cornett	Harvey	Martin	Steagall
deGraffenried	Hawkins	Mathews	Stembridge
Dement	Hodges	Mathison	Stokes
Dickson	Holliman	Merrill	Taylor
Edwards (Escambla)	Hunt	Money	Vacca
Edwards (Jefferson)	Jenkins	Nettles	Ward
Ferrell	Johnson (Elmore)	Nice	

—79

Nay: Mr. Windle

—1

## PAIR ANNOUNCED

Mr. Richardson announced that he was paired with Mr. Murphy. If Mr. Murphy were present he would vote "yea" and Mr. Richardson would vote "nay".

And the bill:

H. 234. To fix the compensation of Circuit Solicitors payable from the State Treasury.

Was taken up.

Mr. Stokes offered the following amendment to the bill, H. 234:

## AMENDMENT H. B. 234

Sec 1. Delete the words and figures Twelve thousand dollars where they appear in Sec 1 and insert in lieu thereof the words & figures Ten thousand dollars.



And the amendment was adopted.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kendall	Oakley
Adams (Jefferson)	Ferrell	Killough	Oden
Adams (Tallapoosa)	Franklin	Kirkham	Payne
Albea	Gilchrist	Lackey	Perry
Ashworth	Gilmer	Law	Pirkle
Bassett	Gist	Lee (Barbour)	Reynolds
Boyd	Goodwyn	Lee (Lawrence)	Roberts
Bradford	Gregory	Locke (Choctaw)	Rodgers
Brannan	Hall	Love	Selman
Branyon	Haltom	McClendon (Chambers)	Simon
Brassell	Hanby	McKay	Solomon
Broadfoot	Hardy	McLendon (Bullock)	Speaks
Brown (Lamar)	Hare	McNider	Steagall
Brown (Lee)	Harrison	Martin	Stembridge
Callahan	Harvey	Mathews	Stokes
Cornett	Hawkins	Mathison	Taylor
Crook	Hodges	Merrill	Thomas
Dawkins	Holliman	Money	Tyson
deGraffenried	Hunt	Nettles	Vacca
Dement	Jenkins	Nice	Ward
Dickson	Johnson (Elmore)	Nolen	Windle
Edwards (Escambia)			

—85

Mr. Stokes offered the following amendment to the bill, H. 234, as amended:

#### AMENDMENT OF H. B. 234, AS AMENDED

Sec. 3 delete the wordage of Sec 3 and insert in lieu thereof the following:

This Act shall become effective on October 1, 1959.

And the amendment was adopted.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	deGraffenried	Hawkins	McNider
Adams (Jefferson)	Dement	Hodges	Martin
Albea	Dickson	Holliman	Mathews
Ashworth	Edwards (Escambia)	Hunt	Mathison
Bassett	Edwards (Jefferson)	Jenkins	Merrill
Boyd	Ferrell	Johnson (Elmore)	Nettles
Bradford	Franklin	Kendall	Nice
Brannan	Gilchrist	Killough	Nolen
Branyon	Gilmer	Kirkham	Oakley
Brassell	Gist	Lackey	Oden
Brewer	Goodwyn	Law	Payne
Broadfoot	Gregory	Lee (Barbour)	Perry
Brown (Lamar)	Hall	Lee (Lawrence)	Pirkle
Brown (Lee)	Haltom	Locke (Choctaw)	Reynolds
Callahan	Hanby	Locke (Perry)	Roberts
Cornett	Hardy	Love	Rodgers
Cox	Hare	McClendon (Chambers)	Selman
Crook	Harrison	McKay	Simon
Dawkins	Harvey	McLendon (Bullock)	Solomon

Speaks  
Steagall  
Stembridge

Stokes  
Taylor  
Thomas

Tyson  
Vacca

Ward  
Windle

—86

And said bill, H. 234, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 76; Nays 6.

Yeas:

Mr. Speaker	Dement	Holliman	Nice
Adams (Jefferson)	Dickson	Huddleston	Nolen
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Tallapoosa)	Oden
Albea	Edwards (Jefferson)	Kendall	Payne
Ashworth	Ferrell	Killough	Pirkle
Bassett	Franklin	Kirkham	Ramey
Boyd	Gilchrist	Lackey	Reynolds
Bradford	Gilmer	Law	Roberts
Brannan	Gist	Lee (Barbour)	Selman
Branyon	Goodwyn	Lee (Lawrence)	Simon
Brassell	Gregory	Locke (Choctaw)	Solomon
Brewer	Hall	Love	Speaks
Broadfoot	Haltom	McNider	Steagall
Brown (Lamar)	Hanby	Martin	Stembridge
Brown (Lee)	Hardy	Mathews	Stokes
Cornett	Hare	Mathison	Taylor
Cox	Harrison	Merrill	Thomas
Dawkins	<b>Hawkins</b>	<b>Money</b>	<b>Tyson</b>
deGraffenried	Hodges	Nettles	Vacca

—76

Nays:

Messrs.:	Grouby	Johnson (Elmore)	Oakley
DeSear	Jenkins	McLendon (Bullock)	

—6

#### PAIR ANNOUNCED

Mr. Richardson announced that he was paired with Mr. Murphy. If Mr. Murphy were present he would vote "yea" and Mr. Richardson would vote "nay".

#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 443. Relating to all counties in the State having a population of not less than 18,400 nor more than 18,800 inhabitants, according to the last or any subsequent Federal decennial census; to authorize and direct the governing body of any such county to allow and pay to the sheriff an amount not in excess of one hundred dollars (\$100) monthly for expenses incurred in operation, upkeep, repair and maintenance of his privately-owned automobile used on official business.

Also:

H. 524. To provide for the appointment and tenure and number, and fixing the compensation, of Bailiffs for Circuit Courts of Alabama in Circuits having two Circuit Judges composed of one County having a popu-

lation of not less than 94,000 people nor more than 135,000 people according to the last or any subsequent Federal decennial census.

Also:

H. 557. Relating to counties having a population of not less than 26,000 nor more than 26,600, according to the last or any subsequent federal decennial census; authorizing the payment of the salaries of certain employees of such counties on a semi-monthly basis.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

### SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

### BILLS ON THIRD READING RESUMED

### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Dawkins to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 12, was adopted.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Jenkins	Merrill
Adams (Jefferson)	Ferrell	Johnson (Elmore)	Money
Albea	Franklin	Johnson (Tallapoosa)	Nolen
Ashworth	Gilmer	Kaul	Oden
Bassett	Gist	Kendall	Payne
Boyd	Goodwyn	Killough	Perry
Bradford	Gregory	Kirkham	Pirkle
Brannan	Grouby	Lackey	Ramey
Branyon	Hall	Law	Reynolds
Brassell	Haltom	Lee (Barbour)	Richardson
Brewer	Hanby	Lee (Lawrence)	Roberts
Broadfoot	Hardy	Locke (Choctaw)	Selman
Brown (Lamar)	Hare	Love	Shumate
Callahan	Harrison	McClendon (Chambers)	Solomon
Cox	Hawkins	McKay	Speaks
Crook	Hodges	McLendon (Bullock)	Steagall
Dawkins	Holliman	McNider	Taylor
deGraffenried	Huddleston	Martin	Thomas
Dement	Hunt	Mathews	Vacca
Dickson			

—77

And the bill:

H. 12 (with substitute). To amend Section XV, Sub-sections B and E of Act No. 348, 1955 General Acts of Alabama.

Was taken up.

The question was upon the adoption of the substitute reported by the Standing Committee on Ways and Means, said committee substitute being as follows:

WAYS AND MEANS COMMITTEE SUBSTITUTE TO H. B. 12

A BILL  
TO BE ENTITLED  
AN ACT

To make appropriations for the ordinary expenses, equipment purchases, and additions and betterments of the Department of Conservation, Division of State Parks, Monuments and Historical Sites.

WHEREAS, by Act No. 348, 1955 General Acts, Page 797, approved September 7, 1955, the Legislature of Alabama did appropriate from the State General Fund, Conditional upon the condition of the Treasury and the approval of the Governor the sum of \$200,000 to the State Parks Fund.

WHEREAS, the said conditional appropriation to the State Parks Fund has been released by the Governor and transferred to the State Parks Trust Fund.

WHEREAS, the Attorney General of Alabama and the State Budget Officer have ruled that although the legislature did legally appropriate conditionally the said sums to the said respective funds, that the legislature did inadvertently fail to appropriate said funds for expenditure from the State Parks Trust Fund of the Department of Conservation; and

WHEREAS, neither the Attorney General nor the State Budget Officer questioned the legislative intent in making the said conditional appropriations to the State Parks Fund, but that inadvertently and without intention, although legally made, the said funds are incapable of being expended, due to the said technicality of phraseology; therefore

**Be It Enacted by the Legislature of Alabama:**

Section 1. There is hereby appropriated for the ordinary expenses, equipment purchases, and additions and betterments of the Department of Conservation, Division of State Parks, Monuments and Historical Sites for the fiscal year ending September 30, 1957, to be paid out of any monies in the State Treasury to the credit of the Division of State Parks, Monuments and Historical Sites, of the Department of Conservation, not otherwise appropriated, the several sums of money hereinafter specified or so much thereof as may be necessary, and the total amount to be expended for the items for which the appropriation is herein made shall not exceed the amount provided therefor.

**FROM FUNDS OTHER THAN GENERAL FUND:**

**1. DEPARTMENT OF CONSERVATION**

**A. STATE PARKS DIVISION:**

For the fiscal year ending September 30, 1957:

For salaries .....	\$ 15,000.00
For other expenses .....	20,000.00
For equipment purchases .....	15,000.00
For additions and betterments .....	150,000.00
Total .....	\$200,000.00

The funds hereinabove appropriated to the State Division shall be paid out of the State Parks Fund.

Section 2. That all laws and parts of laws in conflict with or inconsistent with the provisions of this Act be and the same are hereby expressly repealed

Section 3. That this Act shall become effective immediately upon its passage and approval by the Governor.

And the substitute was adopted.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Jenkins	Mathison
Adams (Jefferson)	Ferrell	Johnson (Elmore)	Merrill
Albea	Franklin	Johnson (Tallapoosa)	Money
Ashworth	Gilchrist	Kaul	Nolen
Bassett	Gilmer	Kendall	Oakley
Boyd	Gist	Killough	Oden
Bradford	Goodwyn	Kirkham	Perry
Brannan	Gregory	Lackey	Pirkle
Branyon	Grouby	Law	Ramey
Brassell	Hall	Lee (Barbour)	Reynolds
Brewer	Haltom	Lee (Lawrence)	Richardson
Broadfoot	Hardy	Locke (Choctaw)	Selman
Brown (Lamar)	Hare	Locke (Perry)	Shumate
Callahan	Harrison	Love	Solomon
Cox	Harvey	McClendon (Chambers)	Speaks
Crook	Hawkins	McKay	Steagall
Dawkins	Hodges	McLendon (Bullock)	Taylor
Dement	Holliman	McNider	Thomas
Dickson	Huddleston	Martin	Vacca
Edwards (Escambia)	Hunt	Mathews	Windle

—80

And said bill, H. 12, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Jenkins	Money
Adams (Jefferson)	Faulk	Johnson (Elmore)	Nettles
Albea	Ferrell	Johnson (Tallapoosa)	Nolen
Ashworth	Franklin	Kaul	Oakley
Bassett	Gilchrist	Kendall	Oden
Boyd	Gilmer	Killough	Payne
Bradford	Gist	Kirkham	Perry
Brannan	Goodwyn	Lackey	Pirkle
Branyon	Gregory	Law	Ramey
Brassell	Grouby	Lee (Barbour)	Reynolds
Brewer	Hall	Lee (Lawrence)	Richardson
Broadfoot	Haltom	Locke (Choctaw)	Roberts
Brown (Lamar)	Hanby	Locke (Perry)	Selman
Brown (Lee)	Hardy	Love	Shumate
Callahan	Hare	McClendon (Chambers)	Simon
Cornett	Harrison	McKay	Solomon
Cox	Harvey	McLendon (Bullock)	Speaks
Crook	Hawkins	McNider	Steagall
Dawkins	Hodges	McNider	Taylor
deGraffenried	Holliman	Mathews	Thomas
Dement	Huddleston	Mathison	Vacca
Dickson	Hunt	Merrill	Windle
Edwards (Escambia)			

—89

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Fite to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 111, was adopted.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Johnson (Tallapoosa)	Nolen
Adams (Jefferson)	Faulk	Kaul	Oakley
Albea	Ferrell	Kendall	Oden
Ashworth	Franklin	Killough	Payne
Bassett	Gilchrist	Kirkham	Perry
Boyd	Gilmer	Lackey	Pirkle
Bradford	Gist	Law	Ramey
Brannan	Goodwyn	Lee (Barbour)	Reynolds
Branyon	Gregory	Lee (Lawrence)	Richardson
Brassell	Grouby	Locke (Choctaw)	Roberts
Brewer	Hall	Locke (Perry)	Selman
Broadfoot	Haltom	Love	Shumate
Brown (Lamar)	Hanby	McClendon (Chambers)	Simon
Brown (Lee)	Hardy	McKay	Solomon
Callahan	Hare	McLendon (Bullock)	Speaks
Cornett	Harrison	McNider	Steagall
Cox	Hawkins	Martin	Taylor
Crook	Hodges	Mathews	Thomas
deGraffenried	Holliman	Mathison	Tyson
Dement	Huddleston	Merrill	Vacca
DeSear	Hunt	Money	Ward
Dickson	Jenkins	Nettles	Windle
Edwards (Escambia)	Johnson (Elmore)	Nice	

—91

And the bill:

H. 111. To provide for the issuance of special license tags, upon the payment of an additional fee of one dollar, to disabled veterans of any armed conflict in which the United States was, is, or shall be engaged against any foreign state, whether as a result of a declared war or not, upon which, in lieu of the numbers now prescribed by law, shall be inscribed the letters "D. V.," and an identifying number as prescribed by the State Department of Revenue.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	deGraffenried	Hawkins	McClendon (Chambers)
Adams (Jefferson)	Dement	Hodges	McKay
Adams (Tallapoosa)	Edwards (Escambia)	Holliman	McLendon (Bullock)
Albea	Edwards (Jefferson)	Huddleston	McNider
Ashworth	Faulk	Hunt	Martin
Bassett	Ferrell	Jenkins	Mathews
Boyd	Franklin	Johnson (Elmore)	Mathison
Bradford	Gilchrist	Johnson (Tallapoosa)	Merrill
Brannan	Gilmer	Kaul	Money
Branyon	Gist	Kendall	Nettles
Brassell	Goodwyn	Killough	Nice
Brewer	Gregory	Kirkham	Nolen
Broadfoot	Grouby	Lackey	Oakley
Brown (Lamar)	Hall	Law	Oden
Brown (Lee)	Haltom	Lee (Barbour)	Perry
Callahan	Hanby	Lee (Lawrence)	Pirkle
Cornett	Hardy	Locke (Choctaw)	Ramey
Cox	Hare	Locke (Perry)	Reynolds
Crook	Harrison	Love	Richardson

Roberts	Simon	Stembridge	Vacca
Selman	Speaks	Thomas	Ward
Shumate	Steagall	Tyson	Windle

—88

## POINT OF PERSONAL PRIVILEGE

Mr. Faulk requested as a matter of personal privilege that the Journal show that had he been present when the bill, H. 234, was up for final passage, he would have voted "yea".

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Simon to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 275, was adopted.

Yeas 62; Nays 9.

Yeas:

Mr. Speaker	Edwards (Escambia)	Huddleston	Nolen
Albea	Edwards (Jefferson)	Johnson (Elmore)	Oden
Bassett	Faulk	Johnson (Tallahassee)	Payne
Boyd	Ferrell	Kendall	Perry
Bradford	Franklin	Killough	Pirkle
Brannan	Gilchrist	Lackey	Reynolds
Branyon	Gilmer	Law	Roberts
Brassell	Gist	Lee (Barbour)	Selman
Brewer	Goodwyn	Lee (Lawrence)	Simon
Broadfoot	Gregory	Locke (Choctaw)	Steagall
Brown (Lamar)	Hall	McNider	Stembridge
Brown (Lee)	Haltom	Martin	Taylor
Burkhalter	Hare	Mathews	Thomas
Cornett	Harrison	Merrill	Tyson
Dement	Hawkins	Money	Vacca
Dickson	Hodges		

—62

Nays:

Messrs.:	Jenkins	Oakley	Shumate
DeSear	Kirkham	Richardson	Windle
Holliman	Nettles		

—9

## MOTION TO ADJOURN LOST

The motion of Mr. Kirkham that the House adjourn until Friday, July 12, 1957, at ten o'clock A. M. was lost.

Yeas 22; Nays 62.

Yeas:

Messrs.:	Grouby	Love	Roberts
Cox	Holliman	McLendon (Bullock)	Shumate
Crook	Johnson (Elmore)	Money	Ward
deGraffenried	Johnson (Tallahassee)	Nettles	Windle
DeSear	Killough	Nice	
Edwards (Escambia)	Kirkham	Oakley	

—22

Nays:

Mr. Speaker	Boyd	Brassell	Brown (Lee)
Adams (Jefferson)	Bradford	Brewer	Burkhalter
Albea	Brannan	Broadfoot	Cornett
Bassett	Branyon	Brown (Lamar)	Davis

Dement	Hanby	Martin	Richardson
Dickson	Hare	Mathews	Selman
Edwards (Jefferson)	Harrison	Mathison	Simon
Faulk	Hawkins	Merrill	Solomon
Ferrell	Hodges	Nolen	Speaks
Franklin	Huddleston	Oden	Steagall
Gilchrist	Hunt	Payne	Stembridge
Gilmer	Lackey	Perry	Summerlin
Gist	Law	Pirkle	Thomas
Goodwyn	Lee (Lawrence)	Ramey	Tyson
Hall	McClendon (Chambers)	Reynolds	Vacca
Haltom	McNider		

—62

## BILLS ON THIRD READING RESUMED

H. 275. To amend Section 57 of Title 13 of the Code of 1940, as amended, relating to the salary of the Clerk of the Supreme Court of Alabama.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 64; Nays 13.

Yeas:

Mr. Speaker	Dement	Hawkins	Nettles
Adams (Jefferson)	Dickson	Hodges	Nolen
Albea	Edwards (Escambia)	Huddleston	Oden
Bassett	Edwards (Jefferson)	Kaul	Perry
Boyd	Faulk	Kendall	Pirkie
Bradford	Ferrell	Killough	Reynolds
Brannan	Franklin	Lackey	Roberts
Branyon	Gilchrist	Law	Selman
Brassell	Gilmer	Lee (Barbour)	Simon
Brewer	Gist	Lee (Lawrence)	Solomon
Broadfoot	Goodwyn	Love	Speaks
Brown (Lamar)	Hall	McNider	Steagall
Brown (Lee)	Haltom	Mathews	Stembridge
Burkhalter	Hanby	Mathison	Thomas
Cornett	Hare	Merrill	Tyson
Davis	Harrison	Money	Vacca

—64

Nays:

Messrs.:	Hunt	Kirkham	Richardson
DeSear	Jenkins	McLendon (Bullock)	Shumate
Grouby	Johnson (Elmore)	Oakley	Windle
Holliman	Johnson (Tallapoosa)		

—13

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Simon to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 274, was adopted.

Yeas 59; Nays 9.

Yeas:

Mr. Speaker	Boyd	Brewer	Cornett
Adams (Jefferson)	Brannan	Broadfoot	deGraffenried
Albea	Branyon	Brown (Lamar)	Dement
Bassett	Brassell	Brown (Lee)	Edwards (Escambia)



Edwards ( <i>Jefferson</i> )	Hare	McNider	Selman
Faulk	Harrison	Martin	Simon
Ferrell	Hawkins	Mathews	Solomon
Franklin	Huddleston	Merrill	Steagall
Gilchrist	Killough	Money	Stembridge
Gilmer	Lackey	Nettles	Summerlin
Gist	Law	Nolen	Taylor
Goodwyn	Lee ( <i>Barbour</i> )	Oden	Thomas
Hall	Lee ( <i>Lawrence</i> )	Perry	Tyson
Haltom	Love	Pirkle	Vacca
Hanby	McLendon ( <i>Bullock</i> )	Roberts	

—59

*Nays:*

Messrs.:	Hunt	Kirkham	Richardson
Grouby	Jenkins	Oakley	Shumate
Holliman	Johnson ( <i>Elmore</i> )		

—9

And the bill:

H. 274. To amend Section 62 of Title 13 of the Code of 1940, relating to the Reporter of Decisions of the Supreme Court and Court of Appeals.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 65; Nays 11.

*Yeas:*

Mr. Speaker	Dickson	Huddleston	Oden
Adams ( <i>Jefferson</i> )	Edwards ( <i>Escambia</i> )	Kendall	Payne
Adams ( <i>Tallahpoosa</i> )	Edwards ( <i>Jefferson</i> )	Killough	Perry
Albea	Ferrell	Lackey	Pirkle
Bassett	Franklin	Law	Reynolds
Boyd	Gilchrist	Lee ( <i>Barbour</i> )	Roberts
Brannan	Gilmer	Lee ( <i>Lawrence</i> )	Selman
Branyon	Gist	Love	Simon
Brassell	Goodwyn	McNider	Solomon
Brewer	Hall	Martin	Speaks
Broadfoot	Haltom	Mathews	Steagall
Brown ( <i>Lamar</i> )	Hanby	Mathison	Stembridge
Brown ( <i>Lee</i> )	Hare	Merrill	Summerlin
Burkhalter	Harrison	Money	Thomas
Davis	Hawkins	Nettles	Tyson
deGraffenried	Hodges	Nolen	Vacca
Dement			

—65

*Nays:*

Messrs.:	Grouby	Johnson ( <i>Elmore</i> )	Richardson
Bradford	Hunt	McLendon ( <i>Bullock</i> )	Shumate
DeSear	Jenkins	Oakley	Windle

—11

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Goodwyn to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 482, was adopted.

Yeas 81; Nays 0.

*Yeas:*

Mr. Speaker	Albea	Brannan	Broadfoot
Adams ( <i>Jefferson</i> )	Bassett	Branyon	Brown ( <i>Lamar</i> )
Adams ( <i>Tallahpoosa</i> )	Bradford	Brassell	Brown ( <i>Lee</i> )

Cornett	Hare	McClendon (Chambers)	Reynolds
Cox	Harrison	McLendon (Bullock)	Richardson
Davis	Harvey	McNider	Roberts
deGraffenried	Hawkins	Martin	Selman
Dement	Holliman	Mathews	Shumate
Dickson	Huddleston	Mathison	Simon
Edwards (Escambia)	Hunt	Merrill	Solomon
Edwards (Jefferson)	Jenkins	Money	Speaks
Ferrell	Johnson (Elmore)	Nettles	Steagall
Franklin	Kaul	Nice	Stembridge
Gilchrist	Killough	Nolen	Stokes
Gilmer	Kirkham	Oakley	Summerlin
Gist	Lackey	Oden	Taylor
Goodwyn	Law	Payne	Thomas
Grouby	Lee (Barbour)	Perry	Tyson
Hall	Lee (Lawrence)	Pirkle	Vacca
Haltom	Love	Ramey	Windle
Hardy			

—81

And the bill:

H. 482. To make an additional appropriation to the State Board of Registration for Architects for the fiscal year ending September 30, 1957 from funds in the State Treasury to the credit of the State Board of Registration for Architects.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Franklin	Killough	Perry
Albea	Gilchrist	Kirkham	Pirkle
Ashworth	Gilmer	Lackey	Ramey
Bassett	Gist	Law	Reynolds
Bradford	Goodwyn	Lee (Barbour)	Richardson
Brannan	Grouby	Lee (Lawrence)	Roberts
Branyon	Hall	Love	Selman
Brassell	Haltom	McLendon (Bullock)	Shumate
Broadfoot	Hardy	McNider	Simon
Brown (Lamar)	Hare	Martin	Solomon
Brown (Lee)	Harrison	Mathews	Speaks
Cornett	Harvey	Mathison	Steagall
Davis	Hawkins	Merrill	Stembridge
deGraffenried	Holliman	Money	Summerlin
Dement	Huddleston	Nettles	Taylor
Dickson	Hunt	Nolen	Thomas
Edwards (Escambia)	Jenkins	Oakley	Tyson
Edwards (Jefferson)	Johnson (Elmore)	Oden	Vacca
Ferrell	Kendall	Payne	Windle

—76

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Hawkins to suspend the rules in order to bring up for consideration the third reading of the bills, H. 454, H. 455, H. 456, H. 457, H. 458, H. 459, H. 460, H. 461, H. 462, H. 463, H. 464, H. 465, H. 466, H. 467, H. 468 and H. 469, was adopted.

Yeas 77; Nays 6.

## Yeas:

Mr. Speaker	Dement	Hunt	Nolen
Adams (Jefferson)	Dickson	Jenkins	Oden
Adams (Tallapoosa)	Edwards (Escambia)	Kaul	Payne
Albea	Edwards (Jefferson)	Kendall	Perry
Ashworth	Ferrell	Lackey	Pirkle
Bassett	Franklin	Law	Ramey
Boyd	Gilchrist	Lee (Barbour)	Reynolds
Brannan	Gist	Lee (Lawrence)	Roberts
Branyon	Goodwyn	Locke (Choctaw)	Selman
Brassell	Grouby	Locke (Perry)	Shumate
Brewer	Hall	Love	Simon
Broadfoot	Haltom	McClendon (Chambers)	Solomon
Brown (Lamar)	Hanby	McNider	Speaks
Brown (Lee)	Hare	Martin	Steagall
Burkhalter	Harrison	Mathews	Stembridge
Callahan	Harvey	Mathison	Summerlin
Cornett	Hawkins	Merrill	Taylor
Cox	Holliman	Money	Thomas
Davis	Huddleston	Nice	Vacca
deGraffenried			

—77

## Nays:

Messrs.:	Kirkham	Oakley	Windle
Bradford	Nettles	Richardson	

—6

And the bill:

H. 454. To amend Section 266 of Title 26, Code of Alabama 1940, as amended, the same relating to employers' records of injuries under the workmen's compensation law and reports to the department of industrial relations.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 89; Nays 0.

## Yeas:

Mr. Speaker	Dement	Johnson (Elmore)	Oakley
Adams (Jefferson)	Dickson	Kaul	Oden
Adams (Tallapoosa)	Edwards (Escambia)	Kendall	Payne
Albea	Edwards (Jefferson)	Lackey	Perry
Ashworth	Ferrell	Law	Pirkle
Bassett	Franklin	Lee (Barbour)	Ramey
Boyd	Gilchrist	Lee (Lawrence)	Reynolds
Bradford	Gilmer	Locke (Choctaw)	Richardson
Brannan	Gist	Locke (Perry)	Roberts
Branyon	Goodwyn	Love	Selman
Brassell	Grouby	McClendon (Chambers)	Shumate
Brewer	Hall	McKay	Simon
Broadfoot	Haltom	McLendon (Bullock)	Solomon
Brown (Lamar)	Hanby	McNider	Speaks
Brown (Lee)	Hare	Martin	Steagall
Burkhalter	Harrison	Mathews	Stembridge
Callahan	Harvey	Mathison	Summerlin
Cornett	Hawkins	Merrill	Taylor
Cox	Hodges	Money	Thomas
Crook	Holliman	Nettles	Vacca
Davis	Huddleston	Nice	Ward
Dawkins	Hunt	Nolen	Windle
deGraffenried			

—89

And the bill:

H. 455. To amend Section 299 of Title 26, Code of Alabama 1940, as amended, the same relating to lump sum payments of benefits under the workmen's compensation law.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 93; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Elmore)	Oakley
Adams (Jefferson)	Edwards (Escambia)	Kaul	Oden
Albea	Edwards (Jefferson)	Kendall	Payne
Ashworth	Ferrell	Kirkham	Perry
Bassett	Franklin	Lackey	Pirkle
Boyd	Gilchrist	Law	Ramey
Bradford	Gilmer	Lee (Barbour)	Reynolds
Brannan	Gist	Lee (Lawrence)	Richardson
Branyon	Goodwyn	Locke (Choctaw)	Roberts
Brassell	Grouby	Locke (Perry)	Selman
Brewer	Hall	Love	Shumate
Broadfoot	Haltom	McClendon (Chambers)	Simon
Brown (Lamar)	Hanby	McKay	Solomon
Brown (Lee)	Hardy	McLendon (Bullock)	Speaks
Burkhalter	Hare	McNider	Steagall
Callahan	Harrison	Martin	Stembridge
Cornett	Harvey	Mathews	Summerlin
Cox	Hawkins	Mathison	Taylor
Crook	Hodges	Merrill	Thomas
Davis	Holliman	Money	Tyson
Dawkins	Huddleston	Nettles	Vacca
deGraffenried	Hunt	Nice	Ward
Dement	Jenkins	Nolen	Windle
DeSear			

—93

And the bill:

H. 456. To amend Section 285 of Title 26, Code of Alabama 1940, as amended, the same relating to the expenses of burial under the workmen's compensation law.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Brown (Lee)	Franklin	Huddleston
Adams (Jefferson)	Burkhalter	Gilchrist	Hunt
Adams (Tallapoosa)	Callahan	Gilmer	Jenkins
Albea	Cornett	Gist	Johnson (Elmore)
Ashworth	Cox	Goodwyn	Kaul
Bassett	Crook	Grouby	Kendall
Boyd	Davis	Hall	Lackey
Bradford	deGraffenried	Haltom	Law
Brannan	Dement	Hanby	Lee (Barbour)
Branyon	DeSear	Hare	Lee (Lawrence)
Brassell	Dickson	Harrison	Locke (Choctaw)
Brewer	Edwards (Escambia)	Harvey	Locke (Perry)
Broadfoot	Edwards (Jefferson)	Hawkins	McClendon (Chambers)
Brown (Lamar)	Ferrell	Holliman	McKay

McLendon (Bullock)	Nice	Reynolds	Steagall
McNider	Nolen	Richardson	Stembridge
Martin	Oakley	Roberts	Summerlin
Mathews	Oden	Selman	Taylor
Mathison	Payne	Shumate	Thomas
Merrill	Perry	Simon	Vacca
Money	Pirkle	Solomon	Windle
Nettles	Ramey	Speaks	

—87

And the bill:

H. 457. To amend Section 279 of Title 26, Code of Alabama 1940, as amended, the same relating to the schedule of compensation under the workmen's compensation law.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Nolen
Adams (Jefferson)	Dickson	Johnson (Elmore)	Oakley
Adams (Tallapoosa)	Edwards (Escambia)	Kaul	Oden
Albea	Edwards (Jefferson)	Kendall	Payne
Ashworth	Ferrell	Lackey	Perry
Bassett	Franklin	Law	Pirkle
Boyd	Gilchrist	Lee (Barbour)	Ramey
Bradford	Gilmer	Lee (Lawrence)	Reynolds
Brannan	Gist	Locke (Choctaw)	Richardson
Branyon	Goodwyn	Locke (Perry)	Selman
Brassell	Grouby	Love	Shumate
Brewer	Hall	McClendon (Chambers)	Simon
Broadfoot	Haltom	McKay	Solomon
Brown (Lamar)	Hanby	McLendon (Bullock)	Speaks
Burkhalter	Hardy	McNider	Steagall
Callahan	Hare	Martin	Stembridge
Cornett	Harrison	Mathews	Summerlin
Cox	Harvey	Mathison	Taylor
Crook	Hawkins	Merrill	Thomas
Davis	Hodges	Money	Tyson
Dawkins	Holliman	Nettles	Vacca
deGraffenried	Huddleston	Nice	Ward
Dement	Hunt		

—90

And the bill:

H. 458. To amend Section 283 of Title 26, Code of Alabama 1940, as amended, the same relating to death compensation under the workmen's compensation law.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Boyd	Broadfoot	Crook
Adams (Jefferson)	Bradford	Brown (Lamar)	Dawkins
Adams (Tallapoosa)	Brannan	Brown (Lee)	deGraffenried
Albea	Branyon	Burkhalter	Dement
Ashworth	Brassell	Cornett	DeSear
Bassett	Brewer	Cox	Dickson

Edwards (Escambia)	Hawkins	McClendon (Chambers)	Reynolds
Edwards (Jefferson)	Hodges	McKay	Richardson
Ferrell	Holliman	McLendon (Bullock)	Roberts
Franklin	Huddleston	McNider	Selman
Gilchrist	Hunt	Martin	Shumate
Gilmer	Jenkins	Mathews	Simon
Gist	Johnson (Elmore)	Merrill	Solomon
Goodwyn	Kaul	Money	Speaks
Grouby	Kendall	Nice	Steagall
Hall	Lackey	Nolen	Stembridge
Haltom	Law	Oakley	Summerlin
Hanby	Lee (Barbour)	Oden	Taylor
Hardy	Lee (Lawrence)	Payne	Thomas
Hare	Locke (Choctaw)	Perry	Tyson
Harrison	Locke (Perry)	Pirkle	Vacca
Harvey	Love	Ramey	Ward

—88

And the bill:

H. 459. To amend Section 287 of Title 26, Code of Alabama 1940, as amended, the same relating to the order in which total dependents take compensation under the workmen's compensation law.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	DeSear	Hunt	Oakley
Adams (Jefferson)	Dickson	Jenkins	Oden
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Elmore)	Payne
Albea	Edwards (Jefferson)	Kaul	Perry
Ashworth	Ferrell	Kendall	Pirkle
Bassett	Franklin	Lackey	Ramey
Boyd	Gilchrist	Law	Reynolds
Bradford	Gilmer	Lee (Barbour)	Richardson
Brannan	Gist	Lee (Lawrence)	Roberts
Branyon	Goodwyn	Locke (Choctaw)	Selman
Brassell	Grouby	Locke (Perry)	Shumate
Brewer	Hall	Love	Simor
Broadfoot	Haltom	McClendon (Chambers)	Solomon
Brown (Lamar)	Hanby	McKay	Speaks
Brown (Lee)	Hardy	McLendon (Bullock)	Steagall
Burkhalter	Hare	McNider	Stembridge
Cornett	Harrison	Martin	Summerlin
Cox	Harvey	Mathews	Taylor
Crook	Hawkins	Merrill	Thomas
Dawkins	Hodges	Money	Tyson
deGraffenried	Holliman	Nice	Vacca
Dement	Huddleston	Nolen	Ward

—88

And the bill:

H. 460. To amend Section 289 of Title 26, Code of Alabama 1940, as amended, the same relating to the limitations on compensation under the workmen's compensation law.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	DeSear	Hunt	Oakley
Adams (Jefferson)	Dickson	Jenkins	Oden
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Elmore)	Payne
Albea	Edwards (Jefferson)	Kaul	Perry
Ashworth	Ferrell	Kendall	Pirkle
Bassett	Franklin	Lackey	Ramey
Boyd	Gilchrist	Law	Reynolds
Bradford	Gilmer	Lee (Barbour)	Richardson
Brannan	Gist	Lee (Lawrence)	Roberts
Branyon	Goodwyn	Locke (Choctaw)	Selman
Brassell	Grouby	Locke (Perry)	Shumate
Brewer	Hall	Love	Simon
Broadfoot	Haltom	McClendon (Chambers)	Solomon
Brown (Lamar)	Hanby	McKay	Speaks
Brown (Lee)	Hardy	McLendon (Bullock)	Steagall
Burkhalter	Hare	McNider	Stembridge
Cornett	Harrison	Martin	Summerlin
Cox	Harvey	Mathews	Taylor
Crook	Hawkins	Merrill	Thomas
Dawkins	Hodges	Money	Tyson
deGraffenried	Holliman	Nice	Vacca
Dement	Huddleston	Nolen	Ward

—88

And the bill:

H. 461. To amend Section 293 of Title 26, Code of Alabama 1940, as amended, the same relating to medical, surgical and hospital service under the workmen's compensation law.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Dement	Jenkins	Oakley
Adams (Jefferson)	DeSear	Johnson (Elmore)	Oden
Adams (Tallapoosa)	Edwards (Escambia)	Kaul	Payne
Albea	Edwards (Jefferson)	Kendall	Perry
Ashworth	Franklin	Lackey	Pirkle
Bassett	Gilchrist	Law	Ramey
Boyd	Gilmer	Lee (Barbour)	Reynolds
Bradford	Gist	Lee (Lawrence)	Richardson
Brannan	Goodwyn	Locke (Choctaw)	Roberts
Branyon	Grouby	Love	Selman
Brassell	Hall	McClendon (Chambers)	Shumate
Brewer	Haltom	McKay	Simon
Broadfoot	Hanby	McLendon (Bullock)	Solomon
Brown (Lamar)	Hardy	McNider	Speaks
Brown (Lee)	Hare	Martin	Steagall
Burkhalter	Harrison	Mathews	Stembridge
Callahan	Harvey	Mathison	Summerlin
Cornett	Hawkins	Merrill	Taylor
Cox	Hodges	Money	Thomas
Crook	Holliman	Nettles	Vacca
Davis	Huddleston	Nice	Ward
Dawkins	Hunt	Nolen	Windle
deGraffenried			

—89

And the bill:

H. 462. To amend Section 304 of Title 26 of the 1940 Code of Alabama to provide that the trial of cases arising under the Workmen's Compensation Act shall be governed by the same rules and statutes as govern the trial of civil cases between the same parties.

Was taken up.

Mr. Hawkins offered the following amendment to the bill, H. 462:

#### AMENDMENT TO H. B. 462

Amend Section 1 of H. B. 462 to read as follows:

Section 1. Section 304 of Title 26 of the 1940 Code of Alabama is hereby amended to read as follows:

#### S 304. Procedure in cases of dispute.—

Either party to a controversy arising under articles 1 and 2 of this chapter may file a verified complaint in the circuit court of the county which would have jurisdiction of an action between the same parties arising out of tort, which shall set forth the names and residences of the parties and the circumstances relating to the employment at the time of the injury, with a full description of the injury, its nature and extent, the amount of the average earnings received by the employee which would affect his compensation under articles 1 and 2 of this chapter, the knowledge of the employer of the injury or the notice to him thereof, which must be of the kind provided for in articles 1 and 2 of this chapter, and such other facts as may be necessary to enable the court to determine what, if any compensation the employee or in case of a deceased employee, his dependents, are entitled to under articles 1 and 2 of this chapter. The complaint shall be filed with the clerk of the circuit court who shall cause summons to be issued thereon requiring the defendant to come in and answer said complaint within 30 days of the service thereof. Thereafter said cause shall proceed in accordance with and shall be governed by the same rules and statutes as govern a civil action between the parties, except as otherwise provided in articles 1 and 2 of this chapter, and except that all causes filed hereunder shall be preferred causes and shall be set down and tried as expeditiously as possible. At the hearing or any adjournment thereof, the court shall hear such witnesses as may be presented by each party, and in a summary manner without a jury, unless one is demanded to try the issue of willful misconduct on the part of the employee, decide the controversy. This determination shall be filed in writing with the clerk of said court, and judgment shall be entered thereon in the same manner as in causes tried in the said circuit court, and shall contain a statement of the law and facts and conclusions as determined by said judge. Subsequent proceedings thereon shall only be for the recovery of moneys thereby determined to be due; but nothing herein contained shall be construed as limiting the jurisdiction of the supreme court or court of appeals to review questions of law by certiorari.

And the amendment was adopted.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Bradford	Brown (Lee)	Dawkins
Adams (Jefferson)	Brannan	Burkhalter	deGraffenried
Adams (Tallapoosa)	Branyon	Callahan	Dement
Albea	Brassell	Cornett	DeSear
Ashworth	Brewer	Cox	Edwards (Escambia)
Bassett	Broadfoot	Crook	Edwards (Jefferson)
Boyd	Brown (Lamar)	Davis	Ferrell



Franklin	Jenkins	Mathews	Roberts
Gilchrist	Johnson (Elmore)	Mathison	Selman
Gist	Kendall	Merrill	Shumate
Goodwyn	Kirkham	Money	Simon
Grouby	Lackey	Nettles	Solomon
Hall	Law	Nice	Speaks
Haltom	Lee (Barbour)	Nolen	Steagall
Hanby	Lee (Lawrence)	Oakley	Stembridge
Hardy	Locke (Choctaw)	Oden	Summerlin
Hare	Love	Payne	Taylor
Harrison	McClendon (Chambers)	Perry	Thomas
Harvey	McKay	Pirkle	Tyson
Hawkins	McLendon (Bullock)	Ramey	Vacca
Holliman	McNider	Reynolds	Ward
Huddleston	Martin	Richardson	Windle
Hunt			

—89

And said bill, H. 462, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Dement	Huddleston	Oakley
Adams (Jefferson)	DeSear	Hunt	Oden
Adams (Tallapoosa)	Edwards (Escambia)	Jenkins	Payne
Albea	Edwards (Jefferson)	Johnson (Elmore)	Perry
Ashworth	Ferrell	Kaul	Pirkle
Bassett	Franklin	Kendall	Ramey
Boyd	Gilchrist	Killough	Reynolds
Bradford	Gilmer	Lackey	Richardson
Brannan	Gist	Law	Roberts
Branyon	Goodwyn	Lee (Barbour)	Selman
Brassell	Grouby	Lee (Lawrence)	Shumate
Brewer	Hall	Love	Simon
Broadfoot	Haltom	McClendon (Chambers)	Speaks
Brown (Lamar)	Hanby	McKay	Steagall
Brown (Lee)	Hardy	McLendon (Bullock)	Stembridge
Burkhalter	Hare	McNider	Summerlin
Callahan	Harrison	Martin	Taylor
Cornett	Harvey	Merrill	Thomas
Cox	Hawkins	Money	Vacca
Crook	Hodges	Nettles	Ward
Davis	Holliman	Nolen	Windle
Dawkins			

—85

And the bill:

H. 463. To amend Section 221 of Title 26, Code of Alabama 1940, the same relating to court appeals in unemployment compensation cases.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Bassett	Brassell	Callahan
Adams (Jefferson)	Boyd	Brewer	Cornett
Adams (Tallapoosa)	Bradford	Broadfoot	Cox
Albea	Brannan	Brown (Lamar)	Crook
Ashworth	Branyon	Burkhalter	Davis

Dawkins	Harrison	McKay	Reynolds
deGraffenried	Harvey	McLendon (Bullock)	Richardson
Dement	Hawkins	McNider	Roberts
DeSear	Hodges	Martin	Selman
Dickson	Huddleston	Mathews	Shumate
Edwards (Escambia)	Hunt	Mathison	Simon
Edwards (Jefferson)	Jenkins	Merrill	Solomon
Ferrell	Johnson (Elmore)	Money	Speaks
Franklin	Kaul	Nettles	Steagall
Gilchrist	Kendall	Nice	Stembridge
Gilmer	Killough	Nolen	Summerlin
Gist	Lackey	Oakley	Taylor
Goodwyn	Law	Oden	Thomas
Grouby	Lee (Barbour)	Payne	Tyson
Hall	Lee (Lawrence)	Perry	Vacca
Haltom	Locke (Choctaw)	Pirkle	Ward
Hanby	Love	Ramey	Windle
Hare	McClendon (Chambers)		

—90

And the bill:

H. 464. To amend Section 204 of Title 26, Code of Alabama 1940, as amended, the same pertaining to experience rating under the Unemployment Compensation Law.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 34; Nays 0.

Yeas:

Mr. Speaker	deGraffenried	Hunt	Oakley
Adams (Jefferson)	Dement	Jenkins	Payne
Adams (Tallapoosa)	DeSear	Johnson (Elmore)	Perry
Albea	Dickson	Kendall	Pirkle
Ashworth	Edwards (Escambia)	Killough	Ramey
Bassett	Ferrell	Law	Reynolds
Boyd	Franklin	Lee (Barbour)	Richardson
Bradford	Gilchrist	Lee (Lawrence)	Roberts
Brannan	Gilmer	Locke (Choctaw)	Selman
Branyon	Gist	Love	Shumate
Brassell	Goodwyn	McClendon (Chambers)	Simon
Brewer	Grouby	McKay	Solomon
Broadfoot	Hall	McLendon (Bullock)	Speaks
Brown (Lamar)	Haltom	McNider	Steagall
Burkhalter	Hanby	Martin	Stembridge
Callahan	Hare	Mathews	Summerlin
Cornett	Harrison	Mathison	Taylor
Cox	Harvey	Merrill	Thomas
Crook	Hawkins	Money	Tyson
Davis	Hodges	Nettles	Vacca
Dawkins	Huddleston	Nolen	Windle

—84

And the bill:

H. 465. To amend Section 207 of Title 26, Code of Alabama 1940, as amended, the same relating to weekly unemployment benefit amounts.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Oakley
Adams (Jefferson)	Dickson	Kaul	Oden
Adams (Tallapoosa)	Edwards (Escambia)	Kendall	Payne
Albea	Edwards (Jefferson)	Killough	Perry
Ashworth	Ferrell	Lackey	Pirkle
Bassett	Franklin	Law	Ramey
Boyd	Gilchrist	Lee (Barbour)	Reynolds
Bradford	Gilmer	Lee (Lawrence)	Richardson
Brannan	Gist	Locke (Choctaw)	Roberts
Branyon	Goodwyn	Love	Selman
Brassell	Grouby	McClendon (Chambers)	Shumate
Brewer	Hall	McKay	Simon
Broadfoot	Haltom	McLendon (Bullock)	Solomon
Brown (Lamar)	Hanby	McNider	Speaks
Burkhalter	Hare	Martin	Steagall
Callahan	Harrison	Mathews	Stembridge
Cornett	Harvey	Mathison	Summerlin
Cox	Hawkins	Merrill	Taylor
Crook	Hodges	Money	Thomas
Davis	Holliman	Nettles	Tyson
Dawkins	Huddleston	Nice	Vacca
deGraffenried	Jenkins	Nolen	Windle
Dement			

—89

And the bill:

H. 466. To amend Section 216 of Title 26, Code of Alabama 1940, as amended, the same pertaining to Determinations under the Alabama Unemployment Compensation Law.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Dement	Hunt	Nice
Adams (Jefferson)	DeSear	Jenkins	Nolen
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Elmore)	Oakley
Albea	Edwards (Jefferson)	Kaul	Oden
Ashworth	Ferrell	Killough	Payne
Bassett	Franklin	Kirkham	Perry
Boyd	Gilchrist	Lackey	Pirkle
Bradford	Gilmer	Law	Reynolds
Brannan	Gist	Lee (Barbour)	Richardson
Branyon	Goodwyn	Lee (Lawrence)	Roberts
Brassell	Grouby	Locke (Choctaw)	Selman
Brewer	Hall	Locke (Perry)	Shumate
Broadfoot	Haltom	Love	Simon
Brown (Lamar)	Hanby	McClendon (Chambers)	Solomon
Brown (Lee)	Hardy	McKay	Speaks
Callahan	Hare	McLendon (Bullock)	Steagall
Cornett	Harrison	McNider	Stembridge
Cox	Harvey	Martin	Summerlin
Crook	Hawkins	Mathews	Taylor
Davis	Hodges	Mathison	Thomas
Dawkins	Holliman	Merrill	Tyson
deGraffenried	Huddleston	Money	Vacca

—88

And the bill:

H. 467. To repeal Section 210 of Title 26, Code of Alabama 1940, the same relating to seasonal employment under the Alabama Unemployment Compensation Law.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Elmore)	Nolen
Adams (Jefferson)	Edwards (Escambia)	Kendall	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Kirkham	Oden
Albea	Ferrell	Lackey	Payne
Ashworth	Franklin	Law	Perry
Bassett	Gilchrist	Lee (Barbour)	Reynolds
Boyd	Gilmer	Lee (Lawrence)	Richardson
Bradford	Gist	Locke (Choctaw)	Roberts
Brannan	Goodwyn	Locke (Perry)	Selman
Branyon	Grouby	Love	Shumate
Brassell	Hall	McClendon (Chambers)	Simon
Brewer	Haltom	McKay	Solomon
Broadfoot	Hanby	McLendon (Bullock)	Speaks
Brown (Lamar)	Harrison	McNider	Steagall
Brown (Lee)	Harvey	Martin	Stembridge
Callahan	Hawkins	Mathews	Summerlin
Cornett	Hodges	Mathison	Taylor
Cox	Holliman	Merrill	Thomas
Crook	Huddleston	Money	Tyson
Dawkins	Hunt	Nettles	Vacca
deGraffenried	Jenkins	Nice	Windle
Dement			

—85

And the bill:

H. 468. To amend Sections 197, as amended, 199, and 248, as amended, of Title 26, Code of Alabama 1940, the same dealing respectively with the Unemployment Compensation Trust Fund, withdrawals from the Unemployment Compensation Trust Fund and the Employment Security Administration Fund, all pertaining to the Unemployment Compensation Law.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Callahan	Grouby	Killough
Adams (Jefferson)	Cornett	Hall	Lackey
Adams (Tallapoosa)	Cox	Haltom	Law
Albea	Crook	Hanby	Lee (Barbour)
Ashworth	Dawkins	Hare	Lee (Lawrence)
Bassett	deGraffenried	Harrison	Locke (Choctaw)
Boyd	Dement	Harvey	Locke (Perry)
Bradford	Dickson	Hawkins	Love
Brannan	Edwards (Escambia)	Hodges	McClendon (Chambers)
Branyon	Edwards (Jefferson)	Holliman	McKay
Brassell	Franklin	Huddleston	McLendon (Bullock)
Brewer	Gilchrist	Hunt	McNider
Broadfoot	Gilmer	Jenkins	Martin
Brown (Lamar)	Gist	Johnson (Elmore)	Mathews
Brown (Lee)	Goodwyn	Kendall	Mathison

Merrill	Payne	Selman	Summerlin
Money	Perry	Shumate	Taylor
Nettles	Pirkle	Simon	Thomas
Nice	Ramey	Solomon	Tyson
Nolen	Reynolds	Speaks	Vacca
Oakley	Richardson	Steagall	Windle
Oden	Roberts	Stembridge	

—87

And the bill:

H. 469. To amend Section 202 of Title 26, Code of Alabama 1940, as amended, the same relating to contributions by employees under the Alabama Unemployment Compensation Law.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 86; Nays 1.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Oakley
Adams (Jefferson)	Dickson	Kendall	Oden
Adams (Tallapoosa)	Edwards (Escambia)	Killough	Payne
Albea	Edwards (Jefferson)	Lackey	Perry
Ashworth	Ferrell	Law	Pirkle
Bassett	Franklin	Lee (Barbour)	Ramey
Boyd	Gilchrist	Lee (Lawrence)	Reynolds
Bradford	Gilmer	Locke (Choctaw)	Richardson
Brannan	Gist	Locke (Perry)	Roberts
Branyon	Goodwyn	Love	Selman
Brassell	Grouby	McClendon (Chambers)	Shumate
Brewer	Hall	McKay	Simon
Broadfoot	Haltom	McLendon (Bullock)	Solomon
Brown (Lamar)	Hanby	McNider	Speaks
Callahan	Harrison	Martin	Steagall
Cornett	Harvey	Mathews	Stembridge
Cox	Hawkins	Mathison	Summerlin
Crook	Hodges	Merrill	Taylor
Davis	Holliman	Money	Thomas
Dawkins	Huddleston	Nice	Tyson
deGraffenried	Hunt	Nolen	Vacca
Dement	Jenkins		

—86

Nay: Mr. Windle —1

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Martin to suspend the rules in order to take up for immediate consideration the third reading of the bills, S. 54 and H. 539, was adopted.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Brown (Lamar)	Edwards (Jefferson)	Hanby
Adams (Jefferson)	Callahan	Franklin	Harrison
Adams (Tallapoosa)	Crook	Gilchrist	Harvey
Albea	Davis	Gilmer	Hawkins
Ashworth	Dawkins	Gist	Hodges
Bassett	deGraffenried	Goodwyn	Holliman
Bradford	Dement	Grouby	Hunt
Brannan	Dickson	Hall	Jenkins
Branyon	Edwards (Escambia)	Haltom	Johnson (Elmore)

Kendall	McLendon (Bullock)	Payne	Speaks
Killough	McNider	Perry	Steagall
Kirkham	Martin	Pirkle	Stembridge
Lackey	Mathison	Ramey	Summerlin
Law	Merrill	Reynolds	Taylor
Lee (Barbour)	Nettles	Roberts	Thomas
Lee (Lawrence)	Nolen	Selman	Vacca
Locke (Choctaw)	Oakley	Shumate	Ward
Love	Oden	Simon	Windle
McClendon (Chambers)			

—73

And the bill:

S. 54. To amend further Act No. 515, H. 93, approved July 9, 1945 (General Acts 1945, page 734), the Act which established the Employees' Retirement System of Alabama.

Was read a third time at length and passed.

Yeas 80; Nays 1.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kendall	Oden
Adams (Jefferson)	Franklin	Killough	Payne
Adams (Tallapoosa)	Gilchrist	Lackey	Perry
Albea	Gilmer	Law	Pirkle
Ashworth	Gist	Lee (Barbour)	Ramey
Bassett	Goodwyn	Lee (Lawrence)	Reynolds
Boyd	Grouby	Locke (Choctaw)	Roberts
Bradford	Hall	Locke (Tallapoosa)	Selman
Brannan	Haltom	Love	Shumate
Branyon	Hanby	McClendon (Chambers)	Simon
Broadfoot	Hardy	McLendon (Bullock)	Solomon
Brown (Lamar)	Hare	McNider	Speaks
Brown (Lee)	Harrison	Martin	Steagall
Callahan	Harvey	Mathews	Stembridge
Crook	Hawkins	Mathison	Summerlin
Dawkins	Hodges	Merrill	Taylor
deGraffenried	Hunt	Nettles	Thomas
Dement	Jenkins	Nice	Vacca
Dickson	Johnson (Elmore)	Nolen	Ward
Edwards (Escambia)	Kaul	Oakley	Windle

—80

Nay: Mr. Richardson

—1

And the bill:

H. 539. To provide the sum of \$50,000, in addition to all other sums heretofore provided, for the payment of awards by the Board of Adjustment made during the fiscal year ending September 30, 1957.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 64; Nays 6.

Yeas:

Mr. Speaker	Bradford	Burkhalter	Dickson
Adams (Tallapoosa)	Brannan	Callahan	Edwards (Escambia)
Albea	Branyon	Crook	Edwards (Jefferson)
Ashworth	Brewer	Dawkins	Franklin
Bassett	Brown (Lamar)	deGraffenried	Gilchrist
Boyd	Brown (Lee)	Dement	Gilmer

Goodwyn	Kendall	Martin	Shumate
Hall	Lackey	Mathison	Simon
Hanby	Law	Merrill	Speaks
Hardy	Lee (Barbour)	Nolen	Steagall
Harrison	Lee (Lawrence)	Oden	Stembridge
Harvey	Locke (Choctaw)	Payne	Summerlin
Hawkins	Locke (Perry)	Ramey	Thomas
Hunt	Love	Reynolds	Vacca
Jenkins	McLendon (Bullock)	Roberts	Ward
Johnson (Elmore)	McNider	Selman	Windle

—64

*Nays:*

Messrs.:	DeSear	Huddleston	Richardson
Cornett	Gist	McKay	—6

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Thomas to suspend the rules in order to take up for immediate consideration the third reading of the bills, H. 377 and H. 497, was adopted.

Yeas 62; Nays 4.

*Yeas:*

Mr. Speaker	Franklin	Locke (Choctaw)	Ramey
Adams (Tallapoosa)	Gilchrist	Locke (Perry)	Reynolds
Albea	Gilmer	McClendon (Chambers)	Roberts
Ashworth	Gist	McKay	Selman
Bassett	Goodwyn	McLendon (Bullock)	Shumate
Boyd	Grouby	McNider	Simon
Bradford	Hall	Martin	Solomon
Brannan	Hanby	Mathison	Speaks
Burkhalter	Hawkins	Merrill	Steagall
Cornett	Hodges	Nettles	Stembridge
Crook	Hunt	Nolen	Summerlin
deGraffenried	Kaul	Oden	Taylor
Dement	Kendall	Payne	Thomas
DeSear	Lackey	Perry	Vacca
Dickson	Lee (Barbour)	Pirkle	Windle
Edwards (Jefferson)	Lee (Lawrence)		—62

*Nays:*

Messrs.:	Edwards (Escambia)	Huddleston	Richardson
Davis			—4

And the bill:

H. 377 (with amendment). To regulate trade practices in the business of insurance by defining, or providing for the determination of, all such practices in this State which constitute unfair methods of competition or unfair or deceptive acts or practices; to prohibit the same; to provide for a determination by the Superintendent of Insurance of any violations of this Act after a hearing thereon, with the right of review by appeal to the Circuit Court of Montgomery County; to provide a fine for violating the orders of the Superintendent of Insurance; and for other purposes.

Was taken up.

The question was upon the adoption of the amendment reported by the Standing Committee on Health, said committee amendment being as follows:

## HEALTH COMMITTEE AMENDMENT TO H. B. 377

Amend H. B. 377, Section 4 (a), page 4: "Put a period after the word 'contract' on the fourth line from the bottom of the page and delete the remainder of the paragraph".

And the amendment was adopted.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Oakley
Adams (Jefferson)	Dickson	Kaul	Oden
Adams (Tallapoosa)	Edwards (Escambia)	Kendall	Payne
Albea	Edwards (Jefferson)	Killough	Perry
Ashworth	Franklin	Kirkham	Pirkle
Bassett	Gilchrist	Lackey	Ramey
Boyd	Gilmer	Law	Reynolds
Bradford	Gist	Lee (Barbour)	Richardson
Brannan	Grouby	Lee (Lawrence)	Roberts
Branyon	Hall	Locke (Choctaw)	Selman
Brewer	Haltom	Locke (Perry)	Shumate
Broadfoot	Hanby	McClendon (Chambers)	Simon
Brown (Lamar)	Hardy	McKay	Solomon
Brown (Lee)	Hare	McLendon (Bullock)	Speaks
Burkhalter	Harrison	McNider	Steagall
Callahan	Harvey	Martin	Stembridge
Cornett	Hawkins	Mathews	Summerlin
Cox	Hodges	Mathison	Taylor
Crook	Holliman	Merrill	Thomas
Davis	Huddleston	Nettles	Vacca
deGraffenried	Hunt	Nice	Windle
Dement	Jenkins		

—86

And said bill, H. 377, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Dickson	Kaul	Oakley
Adams (Jefferson)	Edwards (Escambia)	Kendall	Oden
Albea	Edwards (Jefferson)	Killough	Payne
Ashworth	Franklin	Kirkham	Perry
Bassett	Gilchrist	Lackey	Pirkle
Boyd	Gilmer	Law	Ramey
Bradford	Gist	Lee (Barbour)	Reynolds
Brannan	Grouby	Lee (Lawrence)	Richardson
Branyon	Hall	Locke (Choctaw)	Roberts
Brewer	Haltom	Locke (Perry)	Selman
Broadfoot	Hanby	Love	Shumate
Brown (Lamar)	Hare	McClendon (Chambers)	Simon
Brown (Lee)	Harrison	McKay	Solomon
Burkhalter	Harvey	McLendon (Bullock)	Speaks
Callahan	Hawkins	McNider	Steagall
Cornett	Hodges	Martin	Stembridge
Cox	Holliman	Mathews	Summerlin
Crook	Huddleston	Mathison	Taylor
Davis	Hunt	Merrill	Thomas
deGraffenried	Jenkins	Nettles	Vacca
Dement	Johnson (Elmore)	Nice	Windle
DeSear			

—85



And the bill:

H. 497 (with substitute). To amend Section 3 of Act No. 193, approved July 16, 1953, (General Acts of 1953, Page 247) and being Title 28, Section 420, et seq., Code of Alabama (Pocket Parts) entitled: "An Act Relating to Insurance: to adopt uniform, individual accident and sickness policy provisions, and to repeal all laws in conflict herewith."

Was taken up.

The question was upon the adoption of the substitute reported by the Standing Committee on Health, said committee substitute being as follows:

HEALTH COMMITTEE SUBSTITUTE TO H. B. 497

A BILL  
TO BE ENTITLED  
AN ACT

To amend Act No. 193, approved July 16, 1953, (General Acts of 1953, page 247) and being Title 28, Section 420, et seq., Code of Alabama (Pocket Parts) entitled: "An Act Relating to Insurance: to adopt uniform individual accident and sickness policy provisions, and to repeal all laws in conflict herewith."

Be It Enacted by the Legislature of Alabama:

Act No. 193, approved July 16, 1953, is hereby amended to read:

Section 1. Definition of Accident and Sickness Insurance Policy.—The Term "Policy of accident and sickness insurance" as used herein includes any policy or contract covering insurance against loss resulting from sickness or from bodily injury or death by accident, or both.

Section 2. Form of Policy.—(A) No policy of accident and sickness insurance shall be delivered or issued for delivery to any person in this state unless:

(1) the entire money and other considerations therefor are expressed therein; and

(2) the time at which the insurance takes effect and terminates is expressed therein; and

(3) it purports to insure only one person, except that a policy may insure, originally or by subsequent amendment, upon the application of an adult member of a family who shall be deemed the policyholder, any two or more eligible members of that family, including husband, wife, dependent children or any children under a specified age which shall not exceed nineteen years and any other person dependent upon the policyholder; and

(4) the style, arrangement and over-all appearance of the policy give no undue prominence to any portion of the text, and unless every printed portion of the text of the policy and of any endorsements or attached papers is plainly printed in light-faced type of a style in general use, the size of which shall be uniform and not less than ten-point with a lower-case unspaced alphabet length not less than one hundred and twenty-point (the "text" shall include all printed matter except the name and address of the insurer, name or title of the policy, the brief description if any, and captions and subcaptions); and

(5) the exceptions and deductions of indemnity are set forth in the policy and, except those which are set forth in section 3 of this act, are printed, at the insurer's option, either included with the benefit provi-

sion to which they apply, or under an appropriate caption such as "EXCEPTIONS," or "EXCEPTIONS AND REDUCTIONS," provided that if an exception or reduction specifically applies only to a particular benefit of the policy, a statement of such exception or reduction shall be included with the benefit provision to which it applies; and

(6) each such form, including riders and endorsements, shall be identified by a form number in the lower left-hand corner of the first page thereof; and

(7) it contains no provision purporting to make any portion of the charter, rules, constitution, or by-laws of the insurer a part of the policy unless such portion is set forth in full in the policy, except in the case of the incorporation of, or reference to, a statement of rates or classification of risks, or short-rate table filed with the superintendent of insurance.

(B) If any policy is issued by an insurer domiciled in this state for delivery to a person residing in another state, and if the official having responsibility for the administration of the insurance laws of such other state shall have advised the superintendent of insurance that any such policy is not subject to approval or disapproval by such official, the superintendent may by ruling require that such policy meet the standards set forth in subsection (A) of this section and in section 3.

Section 3. Accident and Sickness Policy Provisions.—(A) Required Provisions—Except as provided in paragraph (C) of this section each such policy delivered or issued for delivery to any person in this state shall contain the provisions specified in this subsection in the words in which the same appear in this section; provided, however, that the insurer may, at its option, substitute for one or more of such provisions corresponding provisions of different wording approved by the superintendent which are in each instance not less favorable in any respect to the insured or the beneficiary. Such provisions shall be preceded individually by the caption appearing in this subsection or, at the option of the insurer, by such appropriate individual or group captions or sub-captions as the superintendent may approve.

(1) A provision as follows: Entire Contract; Changes: This policy, including the endorsements and the attached papers, if any, constitutes the entire contract of insurance. No change in this policy shall be valid until approved by an executive officer of the insurer and unless such approval be endorsed hereon or attached hereto. No agent has authority to change this policy or to waive any of its provisions.

(2) A provision as follows: Time Limit on Certain Defenses: (a) After two years from the date of issue of this policy no misstatements, except fraudulent misstatements, materially related to applicants insurability, made by the applicant in the application for such policy shall be used to void the policy or to deny a claim for loss incurred or disability (as defined in the policy) commencing after the expiration of such two year period.

The foregoing policy provision shall not be so construed as to affect any legal requirement for avoidance of a policy or denial of a claim during such initial two year period, nor to limit the application of section 3 (B), (1), (2), (3), (4) and (5) in the event of misstatement with respect to age or occupation or other insurance. A policy which the insured has the right to continue in force subject to its terms by the timely payment of premium (1) until at least age 50 or, (2) in the case of a policy issued after age 44, for at least five years from its date of issue, may contain in lieu of the foregoing the following provision (from which

the clause in parentheses may be omitted at the insurer's option) under the caption "INCONTESTABLE":

After this policy has been in force for a period of two years during the lifetime of the insured (excluding any period during which the insured is disabled), it shall become incontestable as to the statements contained in the application.

(b) No claim for loss incurred or disability (as defined in the policy) commencing after two years from the date of issue of this policy shall be reduced or denied on the ground that a disease or physical condition not excluded from coverage by name or specific description effective on the date of loss had existed prior to the effective date of coverage of this policy.

(3) A provision as follows: Grace Period: A grace period of ..... (insert a number not less than "10" for monthly premium policies and "31" for all other policies) days will be granted for the payment of each premium falling due after the first premium, during which grace period the policy shall continue in force.

A policy in which the insurer reserves the right to refuse any renewal shall have, at the beginning of the above provision, unless not less than thirty days prior to the premium due date the insurer has delivered to the insured or has mailed to his last address as shown by the records of the insurer written notice of its intention not to renew this policy beyond the period for which the premium has been accepted.

(4) A provision as follows: Reinstatement: If any renewal premium be not paid within the time granted the insured for payment, a subsequent acceptance of premium by the insurer or by any agent duly authorized by the insurer to accept such premium, without requiring in connection therewith an application for reinstatement, shall reinstate the policy; provided, however, that if the insurer or such agent requires an application for reinstatement and issues a conditional receipt for the premium tendered, the policy will be reinstated upon approval of such application by the insurer or, lacking such approval, upon the forty-fifth day following the date of such conditional receipt unless the insurer has previously notified the insured in writing of its disapproval of such application. The reinstated policy shall cover only loss resulting from such accidental injury as may be sustained after the date of reinstatement and loss due to such sickness as may begin more than ten days after such date. In all other respects the insured and insurer shall have the same rights thereunder as they had under the policy immediately before the due date of the defaulted premium, subject to any provisions endorsed hereon or attached hereto in connection with the reinstatement. Any premium accepted in connection with a reinstatement shall be applied to a period for which premium has not been previously paid, but not to any period more than sixty days prior to the date of reinstatement.

The last sentence of the above provision may be omitted from any policy which the insured has the right to continue in force subject to its terms by the timely payment of premiums (1) until at least age 50, or (2) in the case of a policy issued after age 44, for at least five years from its date of issue.

(5) A provision as follows: Notice of Claim: Written notice of claim must be given to the insurer within twenty days after the occurrence or commencement of any loss covered by the policy, or as soon thereafter as is reasonably possible. Notice given by or on behalf of the insured or the beneficiary to the insurer at ..... (insert the location of such office as the insurer may designate for the purpose), or to any authorized agent of the insurer, with information sufficient to identify the insured, shall be deemed notice to the insurer.

In a policy providing a loss-of-time benefit which may be payable for at least two years, as insurer may at its option insert the following between the first and second sentences of the above provision:

Subject to the qualifications set forth below, if the insured suffers loss of time on account of disability for which indemnity may be payable for at least two years, he shall, at least once in every six months after having given notice of claim, give to the insurer notice of continuance of said disability, except in the event of legal incapacity. The period of six months following any filing of proof by the insured or any payment by the insurer on account of such claim or any denial of liability in whole or in part by the insurer shall be excluded in applying this provision. Delay in the giving of such notice shall not impair the insured's right to any indemnity which would otherwise have accrued during the period of six months preceding the date on which such notice is actually given.

(6) A provision as follows: **Claim Forms:** The insurer, upon receipt of a notice of claim, will furnish to the claimant such forms as are usually furnished by it for filing proofs of loss. If such forms are not furnished within fifteen days after the giving of such notice the claimant shall be deemed to have complied with the requirements of this policy as to proof of loss upon submitting, within the time fixed in the policy for filing proofs of loss, written proof covering the occurrence, the character and the extent of the loss for which claim is made.

(7) A provision as follows: **Proofs of Loss:** Written proof of loss must be furnished to the insurer at its said office in case of claim for loss for which this policy provides any periodic payment contingent upon the continuing loss within ninety days after the termination of the period for which the insurer is liable and in case of claim for any other loss within ninety days after the date of such loss. Failure to furnish such proof within the time required shall not invalidate nor reduce any claim if it was not reasonably possible to give proof within such time, provided such proof is furnished as soon as reasonably possible and in no event except in the absence of legal capacity, later than one year from the time proof is otherwise required.

(8) A provision as follows: **Time of Payment of Claims:** Indemnities payable under this policy for any loss other than loss for which this policy provides any periodic payment will be paid immediately upon receipt of due written proof at such loss. Subject to due written proof of loss, all accrued indemnities for loss for which this policy provides periodic payment will be paid (insert period for payment which must not be less frequently than monthly) and any balance remaining unpaid upon the termination of liability will be paid immediately upon receipt of due written proof.

(9) A provision as follows: **Payment of Claims:** Indemnity for loss of life will be payable in accordance with the beneficiary designation and the provisions respecting such payment which may be prescribed herein and effective at the time of payment. If no such designation or provision is then effective, such indemnity shall be payable to the estate of the insured. Any other accrued indemnities unpaid at the insured's death may, at the option of the insurer, be paid either to such beneficiary or to such estate. All other indemnities will be payable to the insured.

The following provisions, or either of them, may be included with the foregoing provision at the option of the insurer:

If any indemnity of this policy shall be payable to the estate of the insured, or to an insured or beneficiary who is a minor or otherwise not competent to give a valid release, the insurer may pay such indemnity,

up to an amount not exceeding \$..... (insert an amount which shall not exceed \$1000), to any relative by blood or connection by marriage of the insured or beneficiary who is deemed by the insurer to be equitably entitled thereto. Any payment made by the insurer in good faith pursuant to this provision shall fully discharge the insurer to the extent of such payment.

Subject to any written direction of the insured in the application or otherwise all or a portion of any indemnities provided by this policy on account of hospital, nursing, medical, or surgical services may, at the insurer's option and unless the insured requests otherwise in writing not later than the time of filing proofs of such loss, be paid directly to the hospital or person rendering such services; but it is not required that the service be rendered by a particular hospital or person.

(10) A provision as follows: Physical Examinations and Autopsy: The insurer at its own expense shall have the right and opportunity to examine the person of the insured when and as often as it may reasonably require during the pendency of a claim hereunder and to make an autopsy in case of death where it is not forbidden by law.

(11) A provision as follows: Legal Actions: No action at law or in equity shall be brought to recover on this policy prior to the expiration of sixty days after written proof of loss has been furnished in accordance with the requirements of this policy. No such action shall be brought after the expiration of three years after the time written proof of loss is required to be furnished.

(12) A provision as follows: Change of Beneficiary: Unless the insured makes an irrevocable designation of beneficiary, the right to change of beneficiary is reserved to the insured and the consent of the beneficiary or beneficiaries shall not be requisite to surrender or assignment of this policy or to any change of beneficiary or beneficiaries, or to any other changes in this policy.

The first clause of this provision, relating to the irrevocable designation of beneficiary, may be omitted at the insurer's option.

(B) Other Provisions—Except as provided in paragraph (C) of this section, no such policy delivered or issued for delivery to any person in this state shall contain provisions respecting the matters set forth below unless such provisions are in the words in which the same appear in this section; provided, however, that the insurer may, at its option, use in lieu of any such provision a corresponding provision of different wording approved by the superintendent of insurance which is not less favorable in any respect to the insured or the beneficiary. Any such provision contained in the policy shall be preceded individually by the appropriate caption appearing in this subsection, or, at the option of the insurer, by such appropriate individual or group captions or subcaptions as the superintendent may approve.

(1) A provision as follows: Change of Occupation: If the insured be injured or contract sickness after having changed his occupation to one classified by the insurer as more hazardous than that stated in this policy or while doing for compensation anything pertaining to an occupation so classified, the insurer will pay only such portion of the indemnities provided in this policy as the premium paid would have purchased at the rates and within the limits fixed by the insurer for such more hazardous occupation. If the insured changes his occupation to one classified by the insurer as less hazardous than that stated in this policy, the insurer, upon receipt of proof of such change of occupation, will reduce the premium rate accordingly, and will return the excess pro-rata unearned premium from the date of change of occupation or from the policy anniversary date immediately preceding receipt of such proof, which-

ever is the more recent. In applying this provision, the classification of occupational risk and the premium rates shall be such as have been last filed by the insurer prior to the occurrence of the loss for which the insurer is liable or prior to date of proof of change in occupation with the state official having supervision of insurance in the state where the insured resided at the time this policy was issued; but if such filing was not required, then the classification of occupational risk and the premium rates shall be those last made effective by the insurer in such state prior to the occurrence of the loss or prior to the date of proof of change of occupation.

(2) A provision as follows: **Misstatement of Age:** If the age of the insured has been misstated, all amounts payable under this policy shall be such as the premium paid would have purchased at the correct age.

(3) A provision as follows: **Other Insurance in This Insurer:** If an accident or sickness or accident and sickness policy or policies previously issued by the insurer to the insured be in force concurrently herewith, making the aggregate indemnity for..... (insert type of coverage or coverages) in excess of \$..... (insert maximum limit of indemnity or indemnities) the excess insurance shall be void and all premiums paid for such excess shall be returned to the insured or to his estate.

or in lieu thereof;

Insurance effective at any one time on the insured under a like policy or policies in this insurer is limited to the one such policy elected by the insured, his beneficiary or his estate, as the case may be, and the insurer will return all premiums paid for all other such policies.

(4) A provision as follows: **Insurance with Other Insurers:** If there be other valid coverage, not with this insurer, providing benefits for the same loss on a provision of service basis or on an expense incurred basis and of which this insurer has not been given written notice prior to the occurrence or commencement of loss, the only liability under any expense incurred coverage of this policy shall be for such proportion of the loss as the amount which would otherwise have been payable hereunder plus the total of the like amounts under all such other valid coverages for the same loss of which this insurer had notice bears to the total like amounts under all valid coverages for such loss, and for the return of such portion of the premiums paid as shall exceed the pro-rata portion for the amount so determined. For the purpose of applying this provision when other coverage is on a provision of service basis, the "like amount" of such other coverage shall be taken as the amount which the services rendered would have cost in the absence of such coverage.

If the foregoing policy provision is included in a policy which also contains the next following policy provision there shall be added to the caption of the foregoing provision the phrase "**—EXPENSE INCURRED BENEFITS.**" The insurer may, at its option, include in this provision a definition of "other valid coverage," approved as to form by the superintendent of insurance, which definition shall be limited in subject matter to coverage provided by organizations subject to regulation by insurance law or by insurance authorities of this or any other state of the United States or any province of Canada, and by hospital or medical service organizations, and to any other coverage the inclusion of which may be approved by the superintendent. In the absence of such definition such term shall not include group insurance, automobile medical payments insurance, or coverage provided by hospital or medical service organizations or by union welfare plans or employer or employee benefit organizations. For the purpose of applying the foregoing policy provision with respect to any insured, any amount of benefit provided for such insured pursuant to any compulsory benefit statute (including any

workmen's compensation or employer's liability statute) whether provided by a governmental agency or otherwise shall in all cases be deemed to be "other valid coverage" of which the insurer has had notice. In applying the foregoing policy provision no third party liability coverage shall be included as "other valid coverage."

(5) A provision as follows: Insurance with Other Insurers: If there be other valid coverage, not with this insurer, providing benefits for the same loss on other than an expense incurred basis and of which this insurer has not been given written notice prior to the occurrence or commencement of loss, the only liability for such benefits under this policy shall be for such proportion of the indemnities otherwise provided hereunder for such loss as the like indemnities of which the insurer had notice (including the indemnities under this policy) bear to the total amount of all like indemnities for such loss, and for the return of such portion of the premium paid as shall exceed the pro-rata portion for the indemnities thus determined.

If the foregoing policy provision is included in a policy which also contains the next preceding policy provision there shall be added to the caption of the foregoing provision the phrase "—OTHER BENEFITS." The insurer may, at its option, include in this provision a definition of "other valid coverage," approved as to form by the superintendent of insurance, which definition shall be limited in subject matter to coverage provided by organizations subject to regulation by insurance law or by insurance authorities of this or any other state of the United States or any province of Canada, and to any other coverage the inclusion of which may be approved by the superintendent. In the absence of such definition such term shall not include group insurance, or benefits provided by union welfare plans or by employer of employee benefit organizations. For the purpose of applying the foregoing policy provision with respect to any insured, any amount of benefit provided for such insured pursuant to any compulsory benefit statute (including any workmen's compensation or employer's liability statute) whether provided by a governmental agency or otherwise shall in all cases be deemed to be "other valid coverage" of which the insurer has had notice. In applying the foregoing policy provision no third party liability coverage shall be included as "other valid coverage."

(6) A provision as follows: Relation of Earnings to Insurance: If the total monthly amount of loss of time benefits promised for the same loss under all valid loss of time coverage upon the insured, whether payable on a weekly or monthly basis, shall exceed the monthly earnings of the insured at the time disability commenced or his average monthly earnings for the period of two years immediately preceding a disability for which claim is made, whichever is the greater, the insurer will be liable only for such proportionate amount of such benefits under this policy as the amount of such monthly earnings or such average monthly earnings of the insured bears to the total amount of monthly benefits for the same loss under all such coverage upon the insured at the time such disability commences and for the return of such part of the premiums paid during such two years as shall exceed the pro-rata amount of the premiums for the benefits actually paid hereunder; but this shall not operate to reduce the total monthly amount of benefits payable under all such coverage upon the insured below the sum of two hundred dollars or the sum of the monthly benefits specified in such coverages, whichever is the lesser, nor shall it operate to reduce benefits other than those payable for loss of time.

The foregoing policy provision may be inserted only in a policy which the insured has the right to continue in force subject to its terms by the timely payment of premiums (1) until at least age 50 or, (2) in the case of a policy issued after age 44, for at least five years from its

date of issue. The insurer may, at its option, include in this provision a definition of "valid loss of time coverage", approved as to form by the superintendent of insurance, which definition shall be limited in subject matter to coverage provided by governmental agencies or by organizations subject to regulation by insurance law or by insurance authorities of this or any other state of the United States or any province of Canada, or to any other coverage the inclusion of which may be approved by the superintendent or any combination of such coverages. In the absence of such definition such term shall not include any coverage provided for such insured pursuant to any compulsory benefit statute (including any workmen's compensation or employer's liability statute), or benefits provided by union welfare plans or by employer or employee benefit organizations.

(7) A provision as follows: Unpaid Premium: Upon the payment of a claim under this policy, any premium then due and unpaid or covered by any note or written order may be deducted therefrom.

(8) A provision as follows: Conformity with State Statutes: Any provision of this policy which, on its effective date, is in conflict with the statutes of the state in which the insured resides on such date is hereby amended to conform to the minimum requirements of such statutes.

(9) A provision as follows: Illegal Occupation: The insurer shall not be liable for any loss to which a contributing cause was the insured's commission of or attempt to commit a felony or to which a contributing cause was the insured's being engaged in an illegal occupation.

(10) A provision as follows: Intoxicants and Narcotics: The insurer shall not be liable for any loss sustained or contracted in consequence of the insured's being intoxicated or under the influence of any narcotic unless administered on the advice of a physician.

(C) Inapplicable or Inconsistent Provisions—If any provision of this section is in whole or in part inapplicable to or inconsistent with the coverage provided by a particular form of policy the insurer, with the approval of the superintendent of insurance, shall omit from such policy any inapplicable provision or part of a provision, and shall modify any inconsistent provision or part of the provision in such manner as to make the provision as contained in the policy consistent with the coverage provided by the policy.

(D) Order of Certain Policy Provisions—The provisions which are the subject of subsections (A) and (B) of this section, or any corresponding provisions which are used in lieu thereof in accordance with such subsections, shall be printed in the consecutive order of the provisions in such subsections or, at the option of the insurer, any such provision may appear as a unit in any part of the policy, with other provisions to which it may be logically related, provided the resulting policy shall not be in whole or in part unintelligible, uncertain, ambiguous, abstruse, or likely to mislead a person to whom the policy is offered, delivered or issued.

(E) Third Party Ownership—The word "insured," as used in this act, shall not be construed as preventing a person other than the insured with a proper insurable interest from making application for and owning a policy covering the insured or from being entitled under such a policy to any indemnities, benefits and rights provided therein.

(F) Requirements of Other Jurisdictions—(1) Any policy of a foreign or alien insurer, when delivered or issued for delivery to any person in this state, may contain any provision which is not less favorable to the insured or the beneficiary than the provisions of this act and which is prescribed or required by the law of the state under which the insurer is organized.



(2) Any policy of a domestic insurer may, when issued for delivery in any other state or country, contain any provision permitted or required by the laws of such other state or country.

(G) Filing Procedure—The superintendent of insurance may make such reasonable rules and regulations concerning the procedure for the filing or submission of policies subject to this act as are necessary, proper or advisable to the administration of this act. This provision shall not abridge any other authority granted the superintendent by law.

Section 4. Renewability. (A) Every individual policy of insurance or service contract providing hospital, medical or surgical benefits in which an insurer or service organization reserve the right to refuse renewal on an individual basis shall provide, in substance, in a provision thereof or in an endorsement thereon or in a rider attached thereto that subject to the right to terminate the policy or service contract upon non-payment of premium when due, such right to refuse renewal shall not be exercised before the renewal date occurring on, or after the nearest, each anniversary, or in the case of lapse and reinstatement at the renewal date occurring on, or after and nearest, each anniversary of the last reinstatement, and that any refusal of renewal shall be without prejudice to any claim originating while the policy or service contract is in force. The preceding sentence shall not apply to accident insurance only policies.

(B) Every individual accident and sickness insurance policy or service contract which is subject to renewal at the option of the insurer or service organization shall so indicate in a prominently captioned statement on the first page of such policy or service contract.

Section 5. Examination of Contract. Every individual accident and sickness policy or service contract, except single premium nonrenewable policies or contracts, issued for delivery in the State of Alabama on or after the effective date of this Act by an insurance company, hospital service plan or medical service association, shall have printed thereon or attached thereto a notice stating in substance that the person to whom the policy or contract is issued shall be permitted to return the policy or contract within ten (10) days of its delivery to said purchaser and to have the premium paid refunded if, after examination of the policy or contract, the purchaser is not satisfied with it for any reason. If a policyholder or purchaser pursuant to such notice returns the policy or contract to the company or association at its home or branch office or to the agent through whom it was purchased, it shall be void from the beginning and the parties shall be in the same position as if no policy or contract has been issued.

Section 6. Amendment of Policies by Riders or Endorsements. Any insurance company writing health, accident, hospital expense and medical care expense policies issued prior to or subsequent to the enactment of Act No. 193, approved July 16, 1953, may, with approval of the superintendent of insurance, add endorsements or riders to existing policies of such insurance with or without increase in premium; provided, there is shown separately on the endorsement or rider a stated premium charge for additional coverage.

Section 7. Requirements May be Complied with by Endorsement or Rider. The requirements of this Act may be complied with by an endorsement or rider attached to the policy.

Section 8. Conforming to Statute. (A) Other Policy Provisions—No policy provision which is not subject to section 3 of this act shall make a policy, or any portion thereof, less favorable in any respect to the insured or the beneficiary than the provisions thereof which are subject to this act.

(B) Policy Conflicting with this Act.—A policy delivered or issued for delivery to any person in this state in violation of this act shall be held valid but shall be construed as provided in this act. When any provision in a policy subject to this act is in conflict with any provision of this act, the rights, duties and obligations of the insurer, the insured and the beneficiary shall be governed by the provisions of this act.

Section 9. Application. (A) The insured shall not be bound by any statement made in an application for a policy unless a copy of such application is attached to or endorsed on the policy when issued as a part thereof. If any such policy delivered or issued for delivery to any person in this state shall be reinstated or renewed, and the insured or the beneficiary or assignee of such policy shall make written request to the insurer for a copy of the application, if any, for such reinstatement or renewal, the insurer shall within fifteen days after the receipt of such request at its home office or any branch office of the insurer, deliver or mail to the person making such request, a copy of such application. If such copy shall not be so delivered or mailed, the insurer shall be precluded from introducing such application as evidence in any action or proceeding based upon or involving such policy or its reinstatement or renewal.

(B) No alteration of any written application for any such policy shall be made by any person other than the applicant without his written consent, except that insertions may be made by the insurer, for administrative purposes only, in such manner as to indicate clearly that such insertions are not to be ascribed to the applicant.

(C) The falsity of any statement in the application for any policy covered by this act may not bar the right to recovery thereunder unless such false statement materially affected either the acceptance of the risk or the hazard assumed by the insurer.

Section 10. Notice, Waiver.—The acknowledgment by an insurer of the receipt of notice given under any policy covered by this act, or the furnishing of forms for filing proofs of loss, or the acceptance of such proofs, or the investigation of any claim thereunder shall not operate as a waiver of any of the rights of the insurer in defense of any claim arising under such policy.

Section 11. Age Limit.—If any such policy contains a provision establishing, as an age limit or otherwise, a date after which the coverage provided by the policy will not be effective, and if such date falls within a period for which premium is accepted by the insurer or if the insurer accepts a premium after such date, the coverage provided by the policy will continue in force subject to any right of cancellation until the end of the period for which premium has been accepted. In the event the age of the insured has been misstated and if, according to the correct age of the insured, the coverage provided by the policy would not have become effective, or would have ceased prior to the acceptance of such premium or premiums, then the liability of the insurer shall be limited to the refund, upon request, of all premiums paid for the period not covered by the policy.

Section 12. Non-Application to Certain Policies.—Nothing in this act shall apply to or affect (1) any policy of workmen's compensation insurance or any policy of liability insurance with or without supplementary expense coverage therein; or (2) any policy or contract of reinsurance; or (3) any blanket or group policy of insurance; (4) life insurance, endowment or annuity contracts, or contracts supplemental thereto which contain only such provisions relating to accident and sickness insurance as (a) provide additional benefits in case of death or dismemberment or loss of sight by accident, or as (b) operate to safeguard such contracts

against lapse, or to give a special surrender value or special benefit or an annuity in the event that the insured or annuitant shall become totally and permanently disabled, as defined by the contract or supplemental contract; (5) any policy of industrial insurance; and the provisions of Section 27, Title 28 of the Code of Alabama shall not apply to accident and sickness policies.)

Section 13. Violation.—Any person, partnership or corporation willfully violating any provision of this act or order of the superintendent of insurance made in accordance with this act, shall forfeit to the state a sum not to exceed \$1,000.00 for each such violation, which may be recovered by a civil action. The superintendent of insurance may also suspend or revoke the license of an insurer or agent for any such willful violation.

Section 14. Judicial Review.—Any order or decision of the superintendent of insurance under this act shall be subject to review by appeal to the Circuit Court of Montgomery County at the instance of any party in interest. The filing of the appeal shall operate as a stay of any such order or decision until the court directs otherwise. The court may review all the facts, and in disposing of the issue before it, may modify, affirm or reverse the order or decision of the superintendent in whole or in part.

Section 15. Repeal of Inconsistent Acts.—All laws or parts of laws inconsistent with the provisions of this act are hereby repealed.

Section 16. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

On motion of Mr. Thomas the substitute reported by the Standing Committee on Health was laid upon the table.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	DeSear	Hunt	Oakley
Adams (Jefferson)	Dickson	Johnson (Elmore)	Oden
Adams (Tallapoosa)	Edwards (Escambia)	Kaul	Payne
Albea	Edwards (Jefferson)	Kendall	Perry
Ashworth	Franklin	Killough	Pirkle
Bassett	Gilchrist	Lackey	Ramey
Boyd	Gilmer	Law	Reynolds
Bradford	Gist	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Selman
Branyon	Grouby	Locke (Choctaw)	Shumate
Broadfoot	Hall	Locke (Perry)	Simon
Brown (Lamar)	Haltom	Love	Solomon
Brown (Lee)	Hanby	McClendon (Chambers)	Speaks
Burkhalter	Hardy	McKay	Steagall
Callahan	Hare	McLendon (Bullock)	Stembridge
Cornett	Harrison	McNider	Summerlin
Crook	Harvey	Martin	Taylor
Davis	Hawkins	Mathison	Thomas
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Nettles	Windle
Dement	Huddleston	Nolen	

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Messrs. Thomas, Roberts and Cornett offered the following substitute for the bill, H. 497:

## SUBSTITUTE FOR H. B. 497

A BILL  
TO BE ENTITLED  
AN ACT

To amend Act No. 193, approved July 16, 1953, (General Acts of 1953, Page 247) entitled: "An Act Relating to insurance: to adopt uniform individual accident and sickness policy provisions, and to repeal all laws in conflict herewith."

Be It Enacted by the Legislature of Alabama:

Section 1. The title of Act No. 193, approved July 16, 1953 (Acts of 1953, page 247) is amended to read as follows: "An Act Relating to insurance: to adopt uniform individual policy provisions for accident and sickness, hospitalization, and medical care insurance contracts; and to repeal all laws in conflict herewith."

Section 2. Said Act No. 193, approved July 16, 1953, is hereby amended to read as follows:

"Section 1. Definition of Accident and Sickness Insurance Policy.—The term 'policy of accident and sickness insurance' as used herein includes any policy or contract covering insurance against loss resulting from sickness or from bodily injury or death by accident, or both, and includes hospitalization and medical care insurance.

"Section 2. Form of Policy.—(A) No policy of accident and sickness insurance shall be delivered or issued for delivery to any person in this state unless:

"(1) the entire money and other considerations therefor are expressed therein; and

"(2) the time at which the insurance takes effect and terminates is expressed therein; and

"(3) it purports to insure only one person, except that a policy may insure, originally or by subsequent amendment, upon the application of an adult member of a family who shall be deemed the policyholder, any two or more eligible members of that family, including husband, wife, dependent children or any children under a specified age which shall not exceed nineteen years and any other person dependent upon the policyholder; and

"(4) the style, arrangement and over-all appearance of the policy give no undue prominence to any portion of the text, and unless every printed portion of the text of the policy and of any endorsements or attached papers is plainly printed in light-faced type of a style in general use, the size of which shall be uniform and not less than ten-point with a lower-case unspaced alphabet length not less than one hundred and twenty-point (the 'text' shall include all printed matter except the name and address of the insurer, name or title of the policy, the brief description if any, and captions and subcaptions); and

"(5) the exceptions and deductions of indemnity are set forth in the policy and, except those which are set forth in section 3 of this act, are printed, at the insurer's option, either included with the benefit provision to which they apply, or under an appropriate caption such as 'EXCEPTIONS,' or 'EXCEPTIONS AND REDUCTIONS,' provided that if an exception or reduction specifically applies only to a particular benefit of the policy, a statement of such exception or reduction shall be included with the benefit provision to which it applies; and

"(6) each such form, including riders and endorsements, shall be identified by a form number in the lower left-hand corner of the first page thereof; and

"(7) it contains no provision purporting to make any portion of the charter, rules, constitution, or by-laws of the insurer a part of the policy unless such portion is set forth in full in the policy, except in the case of the incorporation of, or reference to, a statement of rates or classification of risks, or short-rate table filed with the superintendent of insurance.

"(B) If any policy is issued by an insurer domiciled in this state for delivery to a person residing in another state, and if the official having responsibility for the administration of the insurance laws of such other state shall have advised the superintendent of insurance that any such policy is not subject to approval or disapproval by such official, the superintendent may by ruling require that such policy meet the standards set forth in subsection (A) of this section and in section 3.

"Section 3. Accident and Sickness Policy Provisions.—(A) Required Provisions—Except as provided in paragraph (C) of this section each such policy delivered or issued for delivery to any person in this state shall contain the provisions specified in this subsection in the words in which the same appear in this section; provided, however, that the insurer may, at its option, substitute for one or more of such provisions corresponding provisions of different wording approved by the superintendent which are in each instance not less favorable in any respect to the insured or the beneficiary. Such provisions shall be preceded individually by the caption appearing in this subsection or, at the option of the insurer, by such appropriate individual or group captions or sub-captions as the superintendent may approve.

"(1) A provision as follows: Entire Contract; Changes: This policy, including the endorsements and the attached papers, if any, constitutes the entire contract of insurance. No change in this policy shall be valid until approved by an executive officer of the insurer and unless such approval be endorsed hereon or attached hereto. No agent has authority to change this policy or to waive any of its provisions.

"(2) A provision as follows: Time Limit on Certain Defenses: (a) After two years from the date of issue of this policy no misstatements, except fraudulent misstatements materially related to applicant's insurability, made by the applicant in the application for such policy shall be used to void the policy or to deny a claim for loss incurred or disability (as defined in the policy) commencing after the expiration of such two year period.

"The foregoing policy provision shall not be so construed as to affect any legal requirement for avoidance of a policy or denial of a claim during such initial two year period, nor to limit the application of section 3 (B), (1), (2), (3), (4) and (5) in the event of misstatement with respect to age or occupation or other insurance. A policy which the insured has the right to continue in force subject to its terms by the timely payment of premium (1) until at least age 50 or, (2) in the case of a policy issued after age 44, for at least five years from its date of issue, may contain in lieu of the foregoing the following provision (from which the clause in parentheses may be omitted at the insurer's option) under the caption 'INCONTESTABLE':

"After this policy has been in force for a period of two years during the lifetime of the insured (excluding any period during which the insured is disabled), it shall become incontestable as to the statements contained in the application.

"(b) No claim for loss incurred or disability (as defined in the policy) commencing after two years from the date of issue of this policy shall be reduced or denied on the ground that a disease or physical condition not excluded from the coverage by name or specific description effective on the date of loss had existed prior to the effective date of coverage of this policy.

"(3) A provision as follows: Grace Period: A grace period of ..... (insert a number not less than '10' for monthly premium policies and '31' for all other policies) days will be granted for the payment of each premium falling due after the first premium, during which grace period the policy shall continue in force.

"A policy in which the insurer reserves the right to refuse any renewal shall have, at the beginning of the above provision, unless not less than thirty days prior to the premium due date the insurer has delivered to the insured or has mailed to his last address as shown by the records of the insurer written notice of its intention not to renew this policy beyond the period for which the premium has been accepted.

"(4) A provision as follows: Reinstatement: If any renewal premium be not paid within the time granted the insured for payment, a subsequent acceptance of premium by the insurer or by any agent duly authorized by the insurer to accept such premium, without requiring in connection therewith an application for reinstatement, shall reinstate the policy; provided, however, that if the insurer or such agent requires an application for reinstatement and issues a conditional receipt for the premium tendered, the policy will be reinstated upon approval of such application by the insurer or, lacking such approval, upon the forty-fifth day following the date of such conditional receipt unless the insurer has previously notified the insured in writing of its disapproval of such application. The reinstated policy shall cover only loss resulting from such accidental injury as may be sustained after the date of reinstatement and loss due to such sickness as may begin more than ten days after such date. In all other respects the insured and insurer shall have the same rights thereunder as they had under the policy immediately before the due date of the defaulted premium, subject to any provisions endorsed hereon or attached hereto in connection with the reinstatement. Any premium accepted in connection with a reinstatement shall be applied to a period for which premium has not been previously paid, but not to any period more than sixty days prior to the date of reinstatement.

"The last sentence of the above provision may be omitted from any policy which the insured has the right to continue in force subject to its terms by the timely payment of premiums (1) until at least age 50, or (2) in the case of a policy issued after age 44, for at least five years from its date of issue.

"(5) A provision as follows: Notice of Claim: Written notice of claim must be given to the insurer within twenty days after the occurrence or commencement of any loss covered by the policy, or as soon thereafter as is reasonably possible. Notice given by or on behalf of the insured or the beneficiary to the insurer at..... (insert the location of such office as the insurer may designate for the purpose), or to any authorized agent of the insurer, with information sufficient to identify the insured, shall be deemed notice to the insurer.

"In a policy providing a loss-of-time benefit which may be payable for at least two years, an insurer may at its option insert the following between the first and second sentences of the above provision:

"Subject to the qualifications set forth below, if the insured suffers loss of time on account of disability for which indemnity may be payable for at least two years, he shall, at least once in every six months after

having given notice of claim, give to the insurer notice of continuance of said disability, except in the event of legal incapacity. The period of six months following any filing of proof by the insured or any payment by the insurer on account of such claim or any denial of liability in whole or in part by the insurer shall be excluded in applying this provision. Delay in the giving of such notice shall not impair the insured's right to any indemnity which would otherwise have accrued during the period of six months preceding the date on which such notice is actually given.

"(6) A provision as follows: Claim Forms: The insurer, upon receipt of a notice of claim, will furnish to the claimant such forms as are usually furnished by it for filing proofs of loss. If such forms are not furnished within fifteen days after the giving of such notice the claimant shall be deemed to have complied with the requirements of this policy as to proof of loss upon submitting within the time fixed in the policy for filing proofs of loss, written proof covering the occurrence, the character and the extent of the loss for which claim is made.

"(7) A provision as follows: Proofs of Loss: Written proof of loss must be furnished to the insurer at its said office in case of claim for loss for which this policy provides any periodic payment contingent upon the continuing loss within ninety days after the termination of the period for which the insurer is liable and in case of claim for any other loss within ninety days after the date of such loss. Failure to furnish such proof within the time required shall not invalidate nor reduce any claim if it was not reasonably possible to give proof within such time, provided such proof is furnished as soon as reasonably possible and in no event, except in the absence of legal capacity, later than one year from the time proof is otherwise required.

"(8) A provision as follows: Time of Payment of Claims: Indemnities payable under this policy for any loss other than loss for which this policy provides any periodic payment will be paid immediately upon receipt of due written proof of such loss. Subject to due written proof of loss, all accrued indemnities for loss for which this policy provides periodic payment will be paid (insert period for payment which must not be less frequently than monthly) and any balance remaining unpaid upon the termination of liability will be paid immediately upon receipt of due written proof.

"(9) A provision as follows: Payment of Claims: Indemnity for loss of life will be payable in accordance with the beneficiary designation and the provisions respecting such payment which may be prescribed herein and effective at the time of payment. If no such designation or provision is then effective, such indemnity shall be payable to the estate of the insured. Any other accrued indemnities unpaid at the insured's death may, at the option of the insurer, be paid either to such beneficiary or to such estate. All other indemnities will be payable to the insured.

"The following provisions, or either of them, may be included with the foregoing provision at the option of the insurer:

"If any indemnity of this policy shall be payable to the estate of the insured, or to an insured or beneficiary who is a minor or otherwise not competent to give a valid release, the insurer may pay such indemnity, up to an amount not exceeding \$..... (insert an amount which shall not exceed \$1000), to any relative by blood or connection by marriage of the insured or beneficiary who is deemed by the insurer to be equitably entitled thereto. Any payment made by the insurer in good faith pursuant to this provision shall fully discharge the insurer to the extent of such payment .

"Subject to any written direction of the insured in the application or otherwise all or a portion of any indemnities provided by this policy on account of hospital, nursing, medical, or surgical services may, at the insurer's option and unless the insured requests otherwise in writing not later than the time of filing proofs of such loss, be paid directly to the hospital or person rendering such services; but it is not required that the service be rendered by a particular hospital or person.

"(10) A provision as follows: Physical Examinations and Autopsy: The insurer at its own expense shall have the right and opportunity to examine the person of the insured when and as often as it may reasonably require during the pendency of a claim hereunder and to make an autopsy in case of death where it is not forbidden by law.

"(11) A provision as follows: Legal Actions: No action at law or in equity shall be brought to recover on this policy prior to the expiration of sixty days after written proof of loss has been furnished in accordance with the requirements of this policy. No such action shall be brought after the expiration of three years after the time written proof of loss is required to be furnished.

"(12) A provision as follows: Change of Beneficiary: Unless the insured makes an irrevocable designation of beneficiary, the right to change of beneficiary is reserved to the insured and the consent of the beneficiary or beneficiaries shall not be requisite to surrender or assignment of this policy or to any change of beneficiary or beneficiaries, or to any other changes in this policy.

"The first clause of this provision, relating to the irrevocable designation, of beneficiary, may be omitted at the insurer's option.

"(B) Other Provisions--Except as provided in paragraph (C) of this section, no such policy delivered or issued for delivery to any person in this state shall contain provisions respecting the matters set forth below unless such provisions are in the words in which the same appear in this section; provided, however, that the insurer may, at its option, use in lieu of any such provision a corresponding provision of different wording approved by the superintendent of insurance which is not less favorable in any respect to the insured or the beneficiary. Any such provision contained in the policy shall be preceded individually by the appropriate caption appearing in this subsection or, at the option of the insurer, by such appropriate individual or group captions or sub-captions as the superintendent may approve.

"(1) A provision as follows: Change of Occupation: If the insured be injured or contract sickness after having changed his occupation to one classified by the insurer as more hazardous than that stated in this policy or while doing for compensation anything pertaining to an occupation so classified, the insurer will pay only such portion of the indemnities provided in this policy as the premium paid would have purchased at the rates and within the limits fixed by the insurer for such more hazardous occupation. If the insured changes his occupation to one classified by the insurer as less hazardous than that stated in this policy, the insurer, upon receipt of proof of such change of occupation, will reduce the premium rate accordingly, and will return the excess pro-rata unearned premium from the date of change of occupation or from the policy anniversary date immediately preceding receipt of such proof, whichever is the more recent. In applying this provision, the classification of occupational risk and the premium rates shall be such as have been last filed by the insurer prior to the occurrence of the loss for which the insurer is liable or prior to date of proof of change in occupation with the state official having supervision of insurance in the state where the insured resided at the time this policy was issued; but if such filing was not



required, then the classification of occupational risk and the premium rates shall be those last made effective by the insurer in such state prior to the occurrence of the loss or prior to the date of proof of change of occupation.

"(2) A provision as follows: Misstatement of Age: If the age of the insured has been misstated, all amounts payable under this policy shall be such as the premium paid would have purchased at the correct age.

"(3) A provision as follows: Other Insurance in This Insurer: If an accident or sickness or accident and sickness policy or policies previously issued by the insurer to the insured be in force concurrently herewith, making the aggregate indemnity for \_\_\_\_\_ (insert type of coverage or coverages) in excess of \$ \_\_\_\_\_ (insert maximum limit of indemnity or indemnities) the excess insurance shall be void and all premiums paid for such excess shall be returned to the insured or to his estate.

"or in lieu thereof:

"Insurance effective at any one time on the insured under a like policy or policies in this insurer is limited to the one such policy elected by the insured, his beneficiary or his estate, as the case may be, and the insurer will return all premiums paid for all other such policies.

"(4) A provision as follows: Insurance with Other Insurers: If there be other valid coverage, not with this insurer, providing benefits for the same loss on a provision of service basis or on an expense incurred basis and of which this insurer has not been given written notice prior to the occurrence or commencement of loss, the only liability under any expense incurred coverage of this policy shall be for such proportion of the loss as the amount which would otherwise have been payable hereunder plus the total of the like amounts under all such other valid coverages for the same loss of which this insurer had notice bears to the total like amounts under all valid coverages for such loss, and for the return of such portion of the premiums paid as shall exceed the pro-rata portion for the amount so determined. For the purpose of applying this provision when other coverage is on a provision of service basis, the 'like amount' of such other coverage shall be taken as the amount which the services rendered would have cost in the absence of such coverage.

"If the foregoing policy provision is included in a policy which also contains the next following policy provision there shall be added to the caption of the foregoing provision the phrase '—EXPENSE INCURRED BENEFITS.' The insurer may, at its option, include in this provision a definition of 'other valid coverage,' approved as to form by the superintendent of insurance, which definition shall be limited in subject matter to coverage provided by organizations subject to regulation by insurance law or by insurance authorities of this or any other state of the United States or any province of Canada, and by hospital or medical service organizations, and to any other coverage the inclusion of which may be approved by the superintendent. In the absence of such definition such term shall not include group insurance, automobile medical payments insurance, or coverage provided by hospital or medical service organizations or by union welfare plans or employer or employee benefit organizations. For the purpose of applying the foregoing policy provision with respect to any insured, any amount of benefit provided for such insured pursuant to any compulsory benefit statute (including any workmen's compensation or employer's liability statute) whether provided by a governmental agency or otherwise shall in all cases be deemed to be 'other valid coverage' of which the insurer has had notice. In applying the foregoing policy provision no third party liability coverage shall be included as 'other valid coverage.'

"(5) A provision as follows: Insurance with Other Insurers: If there be other valid coverage, not with this insurer, providing benefits for the same loss on other than an expense incurred basis and of which this insurer has not been given written notice prior to the occurrence or commencement of loss, the only liability for such benefits under this policy shall be for such proportion of the indemnities otherwise provided hereunder for such loss as the like indemnities of which the insurer had notice (including the indemnities under this policy) bear to the total amount of all like indemnities for such loss, and for the return of such portion of the premium paid as shall exceed the pro-rata portion for the indemnities thus determined.

"If the foregoing policy provision is included in a policy which also contains the next preceding policy provision there shall be added to the caption of the foregoing provision the phrase '—OTHER BENEFITS.' The insurer may, at its option, include in this provision a definition of 'other valid coverage,' approved as to form by the superintendent of insurance, which definition shall be limited in subject matter to coverage provided by organizations subject to regulations by insurance law or by insurance authorities of this or any other state of the United States or any province of Canada, and to any other coverage the inclusion of which may be approved by the superintendent. In the absence of such definition such term shall not include group insurance, or benefits provided by union welfare plans or by employer or employee benefit organizations. For the purpose of applying the foregoing policy provision with respect to any insured, any amount of benefit provided for such insured pursuant to any compulsory benefit statute, (including any workmen's compensation or employer's liability statute) whether provided by a governmental agency or otherwise shall in all cases be deemed to be 'other valid coverage' of which the insurer has had notice. In applying the foregoing policy provision no third party liability coverage shall be included as 'other valid coverage.'

"(6) A provision as follows: Relation of Earnings to Insurance: If the total monthly amount of loss of time benefits promised for the same loss under all valid loss of time coverage upon the insured, whether payable on a weekly or monthly basis, shall exceed the monthly earnings of the insured at the time disability commenced or his average monthly earnings for the period of two years immediately preceding a disability for which claim is made, whichever is the greater, the insurer will be liable only for such proportionate amount of such benefits under this policy as the amount of such monthly earnings or such average monthly earnings of the insured bears to the total amount of monthly benefits for the same loss under all such coverage upon the insured at the time such disability commences and for the return of such part of the premiums paid during such two years as shall exceed the pro-rata amount of the premiums for the benefits actually paid hereunder; but this shall not operate to reduce the total monthly amount of benefits payable under all such coverage upon the insured below the sum of two hundred dollars or the sum of the monthly benefits specified in such coverages, whichever is the lesser, nor shall it operate to reduce benefits other than those payable for loss of time.

"The foregoing policy provision may be inserted only in a policy which the insured has the right to continue in force subject to its terms by the timely payment of premiums (1) until at least age 50 or, (2) in the case of a policy issued after age 44, for at least five years from its date of issue. The insurer may, at its option, include in this provision a definition of 'valid loss of time coverage,' approved as to form by the superintendent of insurance, which definition shall be limited in subject matter to coverage provided by governmental agencies or by organizations subject to regulation by insurance law or by insurance authorities of this or any other state of the United States or any province of Canada,

or to any other coverage the inclusion of which may be approved by the superintendent or any combination of such coverages. In the absence of such definition such term shall not include any coverage provided for such insured pursuant to any compulsory benefit statute (including any workmen's compensation or employer's liability statute), or benefits provided by union welfare plans or by employer or employee benefit organizations.

"(7) A provision as follows: Unpaid Premium: Upon the payment of a claim under this policy, any premium then due and unpaid or covered by any note or written order may be deducted therefrom.

"(8) A provision as follows: Conformity with State Statutes: Any provision of this policy which, on its effective date, is in conflict with the statutes of the state in which the insured resides on such date is hereby amended to conform to the minimum requirements of such statutes.

"(9) A provision as follows: Illegal Occupation: The insurer shall not be liable for any loss to which a contributing cause was the insured's commission of or attempt to commit a felony or to which a contributing cause was the insured's being engaged in an illegal occupation.

"(10) A provision as follows: Intoxicants and Narcotics: The insurer shall not be liable for any loss sustained or contracted in consequence of the insured's being intoxicated or under the influence of any narcotic unless administered on the advice of a physician.

"(C) Inapplicable or Inconsistent Provisions—If any provision of this section is in whole or in part inapplicable to or inconsistent with the coverage provided by a particular form of policy the insurer, with the approval of the superintendent of insurance, shall omit from such policy any inapplicable provision or part of a provision, and shall modify any inconsistent provision or part of the provision in such manner as to make the provision as contained in the policy consistent with the coverage provided by the policy.

"(D) Order of Certain Policy Provisions—The provisions which are the subject of subsections (A) and (B) of this section, or any corresponding provisions which are used in lieu thereof in accordance with such subsections, shall be printed in the consecutive order of the provisions in such subsections or, at the option of the insurer, any such provision may appear as a unit in any part of the policy, with other provisions to which it may be logically related, provided the resulting policy shall not be in whole or in part unintelligible, uncertain, ambiguous, abstruse, or likely to mislead a person to whom the policy is offered, delivered or issued.

"(E) Third Party Ownership—The word 'insured,' as used in this act, shall not be construed as preventing a person other than the insured with a proper insurable interest from making application for and owning a policy covering the insured or from being entitled under such a policy to any indemnities, benefits and rights provided therein.

"(F) Requirements of Other Jurisdictions—(1) Any policy of a foreign or alien insurer, when delivered or issued for delivery to any person in this state, may contain any provision which is not less favorable to the insured or the beneficiary than the provisions of this act and which is prescribed or required by the law of the state under which the insurer is organized.

"(2) Any policy of a domestic insurer may, when issued for delivery in any other state or country, contain any provision permitted or required by the laws of such other state or country.

"(G) Filing Procedure—The superintendent of insurance may make such reasonable rules and regulations concerning the procedure for the filing or submission of policies subject to this act as are necessary, proper or advisable to the administration of this act. This provision shall not abridge any other authority granted the superintendent by law.

"Section 4. Renewability. (A) Every individual policy of insurance providing hospital, medical or surgical benefits in which an insurer reserves the right to refuse renewal on an individual basis shall provide, in substance, in a provision thereof or in an endorsement thereon or in a rider attached thereto that subject to the right to terminate the policy upon nonpayment of premium when due, such right to refuse renewal shall not be exercised before the renewal date occurring on, or after the nearest, each anniversary, or in the case of lapse and reinstatement at the renewal date occurring on, or after and nearest, each anniversary of the last reinstatement, and that any refusal of renewal shall be without prejudice to any claim originating while the policy is in force. Subject to the right to terminate for nonpayment of premium, the right to refuse renewal by an insurer shall only be exercised after having given the insured not less than thirty days notice in writing of the intent not to renew.

"(B) Every individual accident and sickness insurance policy which is subject to renewal at the option of the insurer shall so indicate in a prominently captioned statement on the first page of such policy.

"Section 5. Examination of Contract. Every individual accident and sickness policy except single premium non-renewable policies or contracts, issued for delivery in the State of Alabama on or after the effective date of this Act by an insurance company, shall have printed thereon or attached thereto a notice stating in substance that the person to whom the policy is issued shall be permitted to return the policy within ten (10) days of its delivery to said purchaser and to have the premium paid refunded if, after examination of the policy, the purchaser is not satisfied with it for any reason. If a policyholder or purchaser pursuant to such notice returns the policy or contract to the company or association at its home or branch office or to the agent through whom it was purchased, it shall be void from the beginning and the parties shall be in the same position as if no policy or contract has been issued.

"Section 6. Amendment of Policies by Riders or Endorsements. Any insurance company writing health, accident, hospital expense and/or medical care expense policies, may, with approval of the superintendent of insurance, add endorsements or riders to existing policies of such insurance with or without increase in premium; provided, there is shown separately on the endorsement or rider a stated premium charge for additional coverage.

"Section 7. Requirements May be Complied with by Endorsement or Rider. The requirements of this Act may be complied with by an endorsement or rider attached to the policy.

"Section 8. Conforming to Statute (A) Other Policy Provisions—No policy provision which is not subject to section 3 of this act shall make a policy, or any portion thereof, less favorable in any respect to the insured or the beneficiary than the provisions thereof which are subject to this act.

"(B) Policy Conflicting with this Act—A policy delivered or issued for delivery to any person in this state in violation of this act shall be held valid but shall be construed as provided in this act. When any provision in a policy subject to this act is in conflict with any provision of this act, the rights, duties and obligations of the insurer, the insured and the beneficiary shall be governed by the provisions of this act.

"Section 9. Application. (A) The insured shall not be bound by any statement made in an application for a policy unless a copy of such application is attached to or endorsed on the policy when issued as a part thereof. If any such policy delivered or issued for delivery to any person in this state shall be reinstated or renewed, and the insured or the beneficiary or assignee of such policy shall make written request to the insurer for a copy of the application, if any, for such reinstatement or renewal, the insurer shall within fifteen days after the receipt of such request at its home office or any branch office of the insurer, deliver or mail to the person making such request, a copy of such application. If such copy shall not be so delivered or mailed, the insurer shall be precluded from introducing such application as evidence in any action or proceeding based upon or involving such policy or its reinstatement or renewal.

"(B) No alteration of any written application for any such policy shall be made by any person other than the applicant without his written consent, except that insertions may be made by the insurer, for administrative purposes only, in such manner as to indicate clearly that such insertions are not to be ascribed to the applicant.

"(C) The falsity of any statement in the application for any policy covered by this act may not bar the right to recovery thereunder unless such false statement materially affected either the acceptance of the risk or the hazard assumed by the insurer.

"Section 10. Notice, Waiver.—The acknowledge by an insurer of the receipt of notice given under any policy covered by this act, or the furnishing of forms for filing proofs of loss, or the acceptance of such proofs, or the investigation of any claim thereunder shall not operate as a waiver of any of the rights of the insurer in defense of any claim arising under such policy.

"Section 11. Age Limit.—If any such policy contains a provision establishing, as an age limit or otherwise, a date after which the coverage provided by the policy will not be effective, and if such date falls within a period for which premium is accepted by the insurer or if the insurer accepts a premium after such date, the coverage provided by the policy will continue in force subject to any right of cancellation until the end of the period for which premium has been accepted. In the event the age of the insured has been misstated and if, according to the correct age of the insured, the coverage provided by the policy would not have become effective, or would have ceased prior to the acceptance of such premium or premiums, then the liability of the insurer shall be limited to the refund, upon request, of all premiums paid for the period not covered by the policy.

"Section 12. Non-Application to Certain Policies.—Nothing in this act shall apply to or affect (1) any policy of workmen's compensation insurance or any policy of liability insurance with or without supplementary expense coverage therein; or (2) any policy or contract of reinsurance; or (3) any blanket or group policy of insurance; (4) life insurance, endowment or annuity contracts, or contracts supplemental thereto which contain only such provisions relating to accident and sickness insurance as (a) provide additional benefits in case of death or dismemberment or loss of sight by accident, or as (b) operate to safeguard such contracts against lapse, or to give a special surrender value or special benefit or an annuity in the event that the insured or annuitant shall become totally and permanently disabled, as defined by the contract or supplemental contract; (5) any policy of industrial insurance; (6) any corporation organized and operating under the provisions of Act No. 544, General Acts of 1935, page 1157, entitled 'An Act to authorize, provide for and regulate non-profit corporations for the establishment,

maintenance and furnishing of a plan of hospitalization and hospital service,' as codified and amended; and the provisions of Section 27, Title 28 of the Code of Alabama shall not apply to accident and sickness policies.

"Section 13. Violation.—Any person, partnership or corporation willfully violating any provision of this act or order of the superintendent of insurance made in accordance with this act, shall forfeit to the state a sum not to exceed \$1,000.00 for each such violation, which may be recovered by a civil action. The superintendent of insurance may also suspend or revoke the license of an insurer or agent for any such willful violation.

"Section 14. Judicial Review.—Any order or decision of the superintendent of insurance under this act shall be subject to review by appeal to the Circuit Court of Montgomery County at the instance of any party in interest. The filing of the appeal shall operate as a stay of any such order or decision until the court directs otherwise. The court may review all the facts, and in disposing of the issue before it, may modify, affirm or reverse the order or decision of the superintendent in whole or in part.

"Section 15. Repeal of Inconsistent Acts.—All laws or parts of laws inconsistent with the provisions of this act are hereby repealed.

"Section 16. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law."

**And the substitute was adopted.**

**Yeas 86; Nays 1.**

**Yeas:**

Mr. Speaker	Dickson	Kendall	Oden
Adams (Jefferson)	Edwards (Escambia)	Killough	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Kirkham	Perry
Albea	Franklin	Lackey	Pirkle
Ashworth	Gilchrist	Law	Ramey
Bassett	Gilmer	Lee (Barbour)	Reynolds
Boyd	Gist	Lee (Lawrence)	Richardson
Bradford	Goodwyn	Locke (Choctaw)	Roberts
Brannan	Grouby	Locke (Perry)	Selman
Branyon	Hall	Love	Shumate
Broadfoot	Haltom	McClendon (Chambers)	Simon
Brown (Lamar)	Hanby	McKay	Solomon
Brown (Lee)	Hardy	McClendon (Bullock)	Speaks
Burkhalter	Hare	McNider	Steagall
Callahan	Harvey	Martin	Stembridge
Cornett	Hawkins	Mathison	Summerlin
Crook	Hodges	Merrill	Taylor
Davis	Holliman	Nettles	Thomas
Dawkins	Hunt	Nice	Vacca
deGraffenried	Jenkins	Nolen	Ward
Dement	Johnson (Elmore)	Oakley	Windle
DeSear	Kaul		

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**Nay:** Mr. Brewer

—1

And said bill, H. 497, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kaul	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Kendall	Oden
Adams (Tallapoosa)	Ferrell	Killough	Payne
Albea	Franklin	Kirkham	Perry
Ashworth	Gilchrist	Lackey	Pirkle
Bassett	Gilmer	Law	Ramey
Boyd	Gist	Lee (Barbour)	Reynolds
Bradford	Goodwyn	Lee (Lawrence)	Richardson
Brannan	Grouby	Locke (Choctaw)	Roberts
Branyon	Hall	Locke (Perry)	Selman
Broadfoot	Haltom	Love	Shumate
Brown (Lamar)	Hanby	McClendon (Chambers)	Simon
Brown (Lee)	Hardy	McKay	Solomon
Burkhalter	Hare	McLendon (Bullock)	Speaks
Callahan	Harrison	McNider	Steagall
Cornett	Harvey	Martin	Stembridge
Crook	Hawkins	Mathews	Summerlin
Davis	Hodges	Mathison	Taylor
Dawkins	Holliman	Merrill	Thomas
deGraffenried	Huddleston	Nettles	Vacca
Dement	Hunt	Nice	Ward
DeSear	Jenkins	Nolen	Windle
Dickson	Johnson (Elmore)		

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## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Kaul to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 265, was adopted.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Dement	Hunt	Nettles
Adams (Jefferson)	DeSear	Jenkins	Nolen
Albea	Dickson	Johnson (Elmore)	Oakley
Ashworth	Edwards (Escambia)	Kaul	Oden
Bassett	Edwards (Jefferson)	Kendall	Payne
Boyd	Ferrell	Killough	Perry
Bradford	Franklin	Kirkham	Pirkle
Brannan	Gilchrist	Lackey	Ramey
Branyon	Gilmer	Law	Reynolds
Brewer	Gist	Lee (Lawrence)	Richardson
Broadfoot	Goodwyn	Locke (Choctaw)	Roberts
Brown (Lamar)	Gregory	Locke (Perry)	Selman
Brown (Lee)	Grouby	Love	Simon
Burkhalter	Hall	McClendon (Chambers)	Speaks
Callahan	Haltom	McKay	Steagall
Cornett	Hanby	McLendon (Bullock)	Stembridge
Crook	Harvey	McNider	Summerlin
Davis	Hawkins	Martin	Taylor
Dawkins	Hodges	Mathison	Vacca
deGraffenried	Holliman	Merrill	Windle

—80

And the bill:

H. 265. To amend Section 552 of Title 51, Code of Alabama 1940, which relates to the payment of an annual license tax by persons engaged in the practice of medicine, chemistry, bacteriology, roentgenology, or other similar professions.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Nolen
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Oakley
Adams (Tallahassee)	Edwards (Jefferson)	Kaul	Oden
Albee	Ferrell	Kendall	Payne
Ashworth	Franklin	Killough	Perry
Bassett	Gilchrist	Kirkham	Pirkle
Boyd	Gilmer	Lackey	Ramey
Bradford	Gist	Law	Reynolds
Brannan	Goodwyn	Lee (Lawrence)	Richardson
Branyon	Gregory	Locke (Choctaw)	Roberts
Brewer	Grouby	Locke (Perry)	Selman
Broadfoot	Hall	Love	Shumate
Brown (Lamar)	Haltom	McClendon (Chambers)	Simon
Brown (Lee)	Hare	McKay	Speaks
Burkhalter	Harrison	McLendon (Bullock)	Steagall
Callahan	Harvey	McNider	Stembridge
Cornett	Hodges	Martin	Summerlin
Crook	Holliman	Mathison	Taylor
deGraffenried	Huddleston	Merrill	Vacca
Dement	Hunt	Nettles	Windle

—80

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution, and sends same herewith to the House for its consideration:

By Mr. Lamberth:

S. J. R. 53. BE IT RESOLVED by the Senate, the House concurring, that when the two Houses adjourn today they adjourn to meet again on Friday, July 12, 1957.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

On motion of Mr. Hawkins the rules were suspended and the House concurred in and adopted the S. J. R. 53 set out in the above and foregoing Message from the Senate.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Cornett	Gilmer	Hodges
Adams (Jefferson)	Cox	Gist	Holliman
Ashworth	Crook	Goodwyn	Huddleston
Bassett	Dawkins	Gregory	Hunt
Boyd	deGraffenried	Grouby	Jenkins
Bradford	Dement	Hall	Johnson (Elmore)
Brannan	DeSear	Haltom	Kaul
Branyon	Edwards (Escambia)	Hanby	Kendall
Brewer	Edwards (Jefferson)	Hare	Killough
Broadfoot	Ferrell	Harrison	Kirkham
Brown (Lee)	Franklin	Harvey	Lackey
Burkhalter	Gilchrist	Hawkins	Law



Lee (Lawrence)	Merrill	Ramey	Speaks
Locke (Choctaw)	Nettles	Reynolds	Steagall
Love	Oakley	Richardson	Stembridge
McClendon (Chambers)	Oden	Roberts	Summerlin
McKay	Payne	Selman	Taylor
McLendon (Bullock)	Perry	Shumate	Vacca
McNider	Pirkle	Simon	Windle
Martin			

—77

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution, and returns same herewith to the House:

H. J. R. 54. Mourning the death of Honorable W. W. Garrett and extending sympathy to his family.

J. E. SPEIGHT,  
Secretary.

REPORT OF STANDING COMMITTEE ON RULES  
ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Joint Resolution, to-wit:

H. J. R. 55. Relative to inviting the National Micro-Midget Association to hold its 1958 Championship race in Selma, Alabama.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

## SIGNING OF HOUSE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolution the title to which is set out in the above and foregoing report of the Standing Committee on Rules.

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Davis to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 390, was lost.

Yeas 47; Nays 25.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kaul	Perry
Adams (Tallapoosa)	Edwards (Jefferson)	Kendall	Pirkle
Albea	Gilchrist	Lackey	Reynolds
Ashworth	Gilmer	Law	Selman
Bassett	Gist	Lee (Lawrence)	Shumate
Brannan	Gregory	Locke (Choctaw)	Simon
Branyon	Haltom	McKay	Speaks
Brewer	Harrison	Martin	Steagall
Brown (Lamar)	Hawkins	Merrill	Stembridge
Burkhalter	Huddleston	Money	Summerlin
deGraffenried	Hunt	Oden	Vacca
Dement	Johnson (Elmore)	Payne	

—47

*Nays:*

Messrs.:	Cox	Harvey	McNider
Boyd	Crook	Hodges	Nettles
Bradford	DeSear	Holliman	Nice
Broadfoot	Dickson	Killough	Oakley
Brown (Lee)	Grouby	Kirkham	Taylor
Callahan	Hall	McLendon (Bullock)	Windle
Cornett	Hare		

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## CERTIFICATE OF CLERK

To The House of Representatives:

I hereby certify that the House Bills and House Joint Resolutions hereinafter mentioned were delivered to the Executive Department on the date and hours named and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 12:50 P. M. On July 9, 1957

H. 441  
H. J. R. 8  
H. J. R. 49  
H. J. R. 50  
H. J. R. 51  
H. 183  
H. 538

Delivered to the Secretary of State at 4:07 P.M. On July 9, 1957

H. 57

Delivered to the Governor at 2:52 P. M. On July 9, 1957

H. 364

Delivered to the governor at 4:05 P. M. on July 9, 1957

H. 326  
H. 515  
H. 522  
H. 525  
H. 526  
H. 542

Delivered to the Governor at 4:40 P. M. On July 9, 1957

H. 443  
H. 524  
H. 557

OAKLEY MELTON, JR.,  
Clerk.

## ADJOURNMENT

On motion of Mr. Kendall the House adjourned until Friday, July 12, 1957, at ten o'clock A. M.

Yeas 63; Nays 11.

*Yeas:*

Mr. Speaker	Burkhalter	Edwards (Escambia)	Hall
Albea	Callahan	Edwards (Jefferson)	Hanby
Ashworth	Cornett	Ferrell	Hardy
Bassett	Cox	Franklin	Harvey
Bradford	Crook	Gilmer	Hawkins
Brannan	Davis	Gist	Hodges
Branyon	Dement	Gregory	Holliman
Brown (Lee)	Dickson	Grouby	Hunt

Jenkins	Locke (Choctaw)	Merrill	Shumate
Johnson (Elmore)	Locke (Perry)	Nice	Simon
Kaul	McClendon (Chambers)	Oakley	Steagall
Kendall	McKay	Payne	Stembridge
Kirkham	McLendon (Bullock)	Perry	Taylor
Lackey	McNider	Pirkle	Vacca
Law	Martin	Reynolds	Windle
Lee (Lawrence)	Mathison	Roberts	—63

*Nays:*

Messrs.:	Broadfoot	Haltom	Oden
Adams (Jefferson)	Brown (Lamar)	Huddleston	Selman
Brewer	Gilchrist	Nettles	Speaks
			—11

## NINETEENTH DAY

House of Representatives  
Montgomery, Alabama  
Friday, July 12, 1957

The House met pursuant to adjournment.

## PRAYER

The session was opened with prayer by the Reverend James R. Massey, Minister, Church of Christ, Ft. Deposit, Alabama.

## ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	DeSear	Johnson (Tallapoosa)	Payne
Adams (Jefferson)	Edwards (Escambia)	Kaul	Perry
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Pirkle
Albea	Ferrell	Kendall	Pruitt
Ashworth	Franklin	Killough	Ramey
Bassett	Gilchrist	Kirkham	Reynolds
Boyd	Gilmer	Lackey	Richardson
Bradford	Gist	Law	Roberts
Brannan	Goodwyn	Lee (Barbour)	Rodgers
Branyon	Gregory	Lee (Lawrence)	Selman
Brassell	Grouby	Locke (Choctaw)	Shumate
Brewer	Hall	Locke (Perry)	Simon
Broadfoot	Haltom	Love	Solomon
Brooks	Hanby	McClendon (Chambers)	Speaks
Brown (Lamar)	Hardy	McKay	Steagall
Brown (Lee)	Hare	McLendon (Bullock)	Stembridge
Burkhalter	Harrison	McNider	Stokes
Callahan	Harvey	Martin	Summerlin
Cornett	Hodges	Mathews	Taylor
Cox	Holliman	Merrill	Thomas
Crook	Huddleston	Money	Tyson
Davis	Hunt	Nettles	Vacca
Dawkins	Jenkins	Nice	Ward
deGraffenried	Johnson (Elmore)	Oakley	Windle
Dement			—97

A quorum was present.

## LEAVE OF ABSENCE

On motion of Mr. Davis leave of absence was granted to Mr. Oden because of illness.

## MEETING OF STANDING COMMITTEE ON TRANSPORTATION

On motion of Mr. Brown (Lee), leave of the House was granted to the Standing Committee on Transportation in order to meet during the sitting of the House.

Yeas 67; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Tallapoosa)	Pirkle
Albea	Edwards (Jefferson)	Killough	Pruitt
Bassett	Ferrell	Kirkham	Ramey
Boyd	Franklin	Law	Reynolds
Bradford	Gilchrist	Lee (Barbour)	Rodgers
Brannan	Gist	Locke (Choctaw)	Selman
Branyon	Goodwyn	Locke (Perry)	Shumate
Brassell	Gregory	Love	Simon
Brewer	Grouby	McClendon (Chambers)	Solomon
Brooks	Haltom	McKay	Steagall
Brown (Lamar)	Hanby	McLendon (Bullock)	Stembridge
Callahan	Harvey	McNider	Summerlin
Cornett	Hodges	Martin	Taylor
Crook	Huddleston	Money	Ward
Davis	Hunt	Nettles	Windie
Dement	Jenkins	Oakley	

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## REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the eighteenth legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

On motion of Mr. Adams (Talladega), the reading at length of the Journal of the House for the eighteenth legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the eighteenth legislative day was approved.

Yeas 64; Nays 0.

Yeas:

Mr. Speaker	Brooks	Franklin	Jenkins
Adams (Tallapoosa)	Brown (Lamar)	Gilchrist	Johnson (Elmore)
Albea	Callahan	Gilmer	Lackey
Ashworth	Cornett	Gist	Law
Bassett	Cox	Gregory	Lee (Barbour)
Bradford	Davis	Grouby	Lee (Lawrence)
Brannan	Dement	Hanby	Locke (Choctaw)
Branyon	DeSear	Hodges	Locke (Perry)
Brassell	Edwards (Escambia)	Holliman	Love
Brewer	Edwards (Jefferson)	Huddleston	McClendon (Chambers)
Broadfoot	Ferrell	Hunt	McKay

McLendon (Bullock)	Pirkle	Rodgers	Summerlin
McNider	Pruitt	Selman	Taylor
Martin	Ramey	Simon	Thomas
Nettles	Reynolds	Steagall	Ward
Oakley	Richardson	Stembridge	Windle

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## BILLS ON SECOND READING

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 627. To amend further Section 1 of Act No. 288, S. 161, approved July 7, 1945 (General Acts of Alabama, 1945, p. 478), which provides for the commissioning of supernumerary circuit judges.

H. 110. To amend Section 4 of Title 19, Code of Alabama (1940), which relates to the order of the court on filing an application for condemnation, and the notice required to be given the owners of the land sought to be condemned.

H. 284. To provide supernumerary deputy circuit solicitors of the State of Alabama; to provide the conditions under which certain deputy circuit solicitors, deputy solicitors, assistant deputy circuit solicitors or county solicitors may become supernumerary deputy circuit solicitors; to prescribe the qualifications, duties, powers, authority, compensation, and method of removal from office of such supernumerary deputy circuit solicitors; to provide for filling vacancies created by a deputy circuit solicitor, deputy solicitor, assistant deputy circuit solicitor, or county solicitor becoming a supernumerary deputy circuit solicitor; to provide for reimbursement to such supernumerary deputy circuit solicitors for their reasonable expenses incurred in traveling on official business in counties other than their residence; and to appropriate funds for the payment of the compensation and expenses of such supernumerary deputy circuit solicitors.

H. 658. To amend Section 186 of Title 14 of the Code of Alabama of 1940 as last amended September 11, 1951.

H. 352. To amend Section 37, Title 58, Code of Alabama (1940), which relates to the period of time after the expiration of which certain fiduciary funds may be paid into the county treasury.

H. 541. To amend Section 56 of Title 19, Code of Alabama 1940, which provides that access to public roads or highways may be acquired by condemnation.

H. 691. To amend Section 13 of Title 19, Code of Alabama 1940, which relates to the assessment of damages when lands are condemned for public purposes and the duties of the commissioners in assessing such damages.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 294 (with substitute). To provide for the further promotion of river development in this State; to create the Alabama River Development Authority; to provide for the selection of the members of the

Authority, and to prescribe their powers, duties, terms, qualifications, and compensation; to prescribe the authority and functions of the Authority; to provide for the appointment of an administrator of the Authority, and to prescribe his powers, duties, term, qualifications, and compensation; and to make an appropriation for the purposes of the Act.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 633. To authorize the execution of, and give approval to a compact between the State of Alabama and the State of Mississippi for the purpose of promoting the development of a navigable interstate waterway connecting the Tombigbee and Tennessee rivers; to provide for the enforcement of the compact; and to appropriate funds.

S. 118. To propose and to provide for the submission of an amendment to the Constitution of Alabama authorizing the State to engage in works of internal improvement along navigable waterways within the State by way of docks and other facilities, in aid of commerce and use of waterways of the State, and authorizing the State to become indebted for not exceeding \$10,000,000 aggregate principal indebtedness in connection therewith and authorizing pledge of the faith and credit of the State to secure the repayment of such indebtedness and interest thereon.

The above bill was read a second time at length as required by the Constitution.

H. 532. To amend Section 15 of Title 51, Code of Alabama (1940), which exempts homesteads from ad valorem taxes.

H. 712. To amend Section 328 of Title 51, Code of Alabama (1940), which relates to the refund of ad valorem taxes paid through any error, by prescribing the time within which application for such refund may be made.

H. 713. To amend Sections 297 and 298 of Title 51, Code of Alabama (1940), which relate to the refund of the purchase price of land which has been sold for taxes.

H. 710. To amend further Section 152 of Title 41, Code of Alabama 1940, which relates to salaries of officers and employees of the State of Alabama.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 663 (with substitute). To amend Section 37, Title 52, Code of Alabama 1940, to authorize the State Board of Education and the trustees of all State institutions respectively, where education is a part of the program of the institution, to borrow money from Federal agencies or from any private person, or corporation, or lending agency, for the erection of buildings, beautification of grounds, and the erection and maintenance of swimming pools at the several State institutions.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the

following bills and ordered same returned to the House with a favorable report, with amendments, and they were severally read a second time and placed on the Calendar, to-wit:

H. 645 (with amendment). To amend further Act No. 47, H. 29, approved May 24, 1951 (Acts of Alabama, 1951, p. 259), entitled "An Act To provide educational benefits to certain disabled veterans; to dependents and survivors of disabled veterans; and to dependents and survivors of deceased servicemen or veterans."

H. 103 (with amendment). To exempt from ad valorem taxes all real and personal property owned by the American Legion, or any post, chapter, or auxiliary thereof.

H. 104 (with amendment). To impose an additional fee to be charged upon the issuance of motor vehicle licenses, and to provide for the collection of such fee and the distribution and use of the proceeds thereof.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 724. Authorizing, directing and requiring every city and county board of education, the state board of education, and the governing boards of the University of Alabama, the Alabama Polytechnic Institute and Alabama College to employ, upon application, certain retired teachers; providing for the duties and compensation of such teachers; providing for participation in the federal old age and survivors insurance program by such teachers; and making an appropriation out of the special educational trust fund for the purpose of reimbursing the appointing boards for the cost of employing such teachers.

H. 593. To provide for the payment of the costs of operation and maintenance, and for the payment of outstanding indebtedness, of toll tunnels or bridges which have been designated as a part of the Interstate Highway System; and to provide that after the payment of such outstanding indebtedness such toll facilities must be operated as free facilities.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 138 (with amendment). To provide a State Scholarship program to promote the education of negro nurses; and making an appropriation therefor.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 140. To provide a State scholarship program to promote the education of nurses; and making an appropriation therefor.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable

report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 717 (with amendment). To provide administrative consultants for the constitutional executive officers of the state government; to prescribe the conditions under which a constitutional executive officer of the State may become such an administrative consultant; to prescribe the qualifications, tenure of office, duties, compensation, and method of removal of such administrative consultants; and to make an appropriation for the payment of their compensation.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 383. To amend Section 25 of Title 51, Code of Alabama (1940), which relates to the taxation of corporate shares of stock.

H. 714. To exempt the home of a veteran acquired pursuant to the provisions of Public Law 702, 80th Congress, as amended, from all ad valorem taxation, so long as the same is owned and occupied as a home by the veteran or his unmarried widow.

H. 453. To authorize and provide for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in any city or town by cemetery corporations and associations, including religious bodies, corporations sole, or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains or the depositing of the same in a mausoleum or columbarium.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 363 (with substitute). To amend Title 51, Section 697, Code of Alabama 1940, by providing for the registration and licensing of trucks and truck tractors on an owner-declared gross vehicle weight basis and to provide for the administration and enforcement of this Act and for penalties and punishment for violations. To amend Title 51, Section 703, Code of Alabama 1940, by providing for the registration and licensing of trailers and semi-trailers on a fixed license tax fee basis.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 716. To provide that all duty, obligation, and requirement imposed upon the Board of Corrections to pay court costs in certain criminal cases be transferred to the Comptroller.

H. 655. To amend Sections 364 and 366 of Title 52 of the Code of Alabama of 1940, as amended, which relates to the Teachers' Retirement System.

S. 111. To amend Section 44 of Title 11, Code of Alabama (1940), which relates to the fees allowed witnesses for mileage and attendance in civil cases.



Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute and amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 150. (with substitute and amendment). To provide for a refund of a portion of the state tax paid on gasoline used exclusively for farming purposes; prescribing the procedure for effecting such refunds; prescribing the powers, duties, and authority of the commissioner of revenue in the administration and enforcement of the Act; defining violations of the Act and prescribing penalties therefor; and repealing Act No. 323, H. 35, approved August 7, 1949.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 476. To amend Section 568 of Title 51, Code of Alabama (1940); providing for the privilege license payable by peddlers and itinerant vendors.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 509 (with amendment). To make an appropriation for the relief of W. L. Witcher.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 676. Making an appropriation from the state treasury for the relief of Barney Davis of Foley, Alabama.

H. 651. Making an appropriation for the relief of G. W. Vines of Robertsedale.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, with amendments, and they were severally read a second time and placed on the Calendar, to-wit:

H. 727 (with amendment). To amend Section 12 of Title 48, Code of Alabama (1940), which fixes the compensation of the president and associate members of the Alabama Public Service Commission.

H. 703 (with amendment). To fix the salary of the State Highway Director.

Mr. Branyon, Chairman of the Standing Committee on Constitution and Elections, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 550. Proposing an amendment to the Constitution relative to the levying of additional state taxes for public health purposes.

The above bill was read a second time at length as required by the Constitution.

H. 551. To amend Sections 18 and 19, Title 51, Code of Alabama (1940), which relate to the rate of state taxes on property, by increasing the rate of such taxes to one and fifteen one-hundredths per cent and by prescribing the purposes for which such additional tax shall be used.

H. 610. To provide for the long-range development of the health services, activities, and facilities of this State; to create the State Board of Public Health Development, and to define its powers and duties; to provide for the selection of the members of the Board, and for their powers, duties, terms, and compensation; to create the State Public Health Advisory Committee, and to define its powers and duties, and to provide for the selection of its members and for their powers, duties, and compensation; to authorize the Board to appoint a director, and to define his powers, duties, term, and compensation; to appropriate for the use of the Board in carrying out the provisions of this Act the proceeds of a special tax levied by the State on property for public health purposes, and to regulate the expenditure of such funds to make an appropriation for the payment of the salaries and other expenses of the Board; to authorize the Board to borrow money and issue and sell bonds for the purposes for which such tax is imposed, and to pledge the proceeds thereof for the payment of the principal of and interest on such bonds; to provide for and to regulate the sale and issuance of such bonds; to provide that such bonds and the income therefrom shall be exempt from taxation, and that such bonds may be used as security for funds belonging to the State or to any agency or instrumentality thereof, and for the investment of trust funds, and shall not create a general obligation of the State; to provide for the refunding of such bonds; and to provide that the principal of and interest on such bonds shall be payable solely from the proceeds of the special tax levied on property for public health purposes, but that such bonds shall nevertheless constitute negotiable instruments.

H. 355. To reapportion the membership of the House of Representatives among the several counties of the State.

H. 354. To provide a reapportionment of representation in the Legislature of Alabama; fixing the number of Senators and dividing the State into as many senatorial districts as there are Senators.

H. 353. To apportion the membership of the House of Representatives of the Legislature among the several counties of the State according to population under the Federal Census of 1950; and providing for the effective date of this Act.

Mr. Branyon, Chairman of the Standing Committee on Constitution and Elections, reported that said Committee in session had acted on the following bill and ordered same returned to the House without recommendation, and it was read a second time and placed on the Calendar, to-wit:

H. 519 (without recommendation). To propose an amendment to the Constitution of Alabama creating and providing for a General Assembly to be composed of one chamber.

The above bill was read a second time at length as required by the Constitution.

Mr. Branyon, Chairman of the Standing Committee on Constitution and Elections, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 375 (with amendment). To propose an amendment to the Constitution relative to the amendment of the Constitution by popular initiative and referendum.

The above bill was read a second time at length as required by the Constitution.

Mr. Solomon, Chairman of the Standing Committee on Agriculture, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 201. To amend further Act No. 46, H. 36, approved April 6, 1955, which regulates the sale of eggs and provides for the inspection and grading thereof by amending Sections 1, 6, 7, 8, 11 and 13 of said Act.

Mr. Solomon, Chairman of the Standing Committee on Agriculture, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 660. To further promote the agricultural interests of the State by providing for the acquisition, establishment, equipment, operation, and maintenance of state farmers' markets; and to define the duties, powers, and authority of the State Board of Agriculture and Industries and the Commissioner of Agriculture and Industries in relation to such markets.

S. 96. To provide for the creation of watershed conservancy districts for the purpose of developing and executing plans and programs relating to the conservation of water, water usage, flood prevention, flood control, prevention of erosion, and control of erosion, floodwater, and sediment damages; to prescribe the powers, duties, and authority of a board of directors of any such district, and to provide for the selection, term, qualifications, powers, duties, authority, and compensation of the members and employees thereof; to prescribe the powers, duties, and authority of the board of supervisors of any soil conservation district in the creation and dissolution of a watershed conservancy district, in supervising and directing the activities and operations of the board of directors in any such watershed conservancy district, and in otherwise carrying out the purposes of the Act; to authorize the board of directors of a watershed conservancy district to acquire property, or interests therein, by purchase, donation, condemnation, or otherwise, and to sell, lease, or otherwise dispose of such property, or interest therein, in carrying out the provisions of the Act; to provide that the board of directors may make and execute contracts and other instruments in carrying out the purpose of the Act, and to sue and be sued in the name of the district; to authorize the board of directors to construct, improve, operate, and maintain such structures and improvements as may be necessary in carrying out the purposes of the Act, and to borrow money and issue bonds for the purpose of acquiring rights of way and constructing, reconstructing, repairing, enlarging, operating, and maintaining such structures or improvements; exempting property acquired by any such district from all state, county, or

municipal taxes; and to provide for withdrawals from, and dissolution of, any watershed conservancy district created under the provisions of the Act.

H. 653. To authorize the State Board of Agriculture and Industries to adopt rules and regulations for poultry meat inspection and grading; to authorize the Department of Agriculture and Industries to perform poultry meat inspection and grading work and to enter into contracts to furnish inspection and grading services for which services fees may be charged and collected.

H. 604. To amend further an act approved April 7, 1955, regulating the sale of eggs and providing for the inspection and grading thereof (Act No. 46, H. 36, Second Extraordinary Session of 1955, Acts of Alabama 1955, Vol. I, p. 152).

Mr. Solomon, Chairman of the Standing Committee on Agriculture, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 359 (with amendment). To further amend Sections 57, 58 and 59 of Title 2 of the Code of Alabama of 1940, as amended, which relate to the sale and distribution of commercial feeds.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 589 (with substitute). To authorize each county in Alabama to sell and issue from time to time interest bearing warrants for the purpose of erecting necessary public buildings, bridges and roads; to provide that such warrants shall be payable as to both principal and interest solely out of the proceeds of the special one-fourth of one per centum annual road, bridge and public building ad valorem tax authorized by Section 215 of the Constitution of Alabama of 1901 to be levied by each county in the state; to require the pledging of such special tax for payment of such warrants; to specify the effect and priority of each such pledge; to authorize the refunding of any such warrants; and to provide that the provisions of this act shall control the provisions of any inconsistent law.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 643. To amend Section 52 of Title 37 of the Code of Alabama of 1940, as heretofore amended, so as to authorize boards of commissioners of municipalities whose form of government is controlled by the provisions of Article 1 of Chapter 4 of Title 37 of the Code of Alabama of 1940, to provide by ordinance for the holding of regular public meetings on the second and fourth Tuesdays of every month.

Mr. Bassett, Vice-Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 675. To provide for and regulate the use or disposition of certain real estate acquired by the State of Alabama for highway right of way purposes for use in constructing a road, highway, or parkway from Gulf Shores to Fort Morgan in Baldwin County, Alabama.

H. 678. To provide for the payment of expenses incurred by members of the court of county commissioners, board of revenue, or like governing body of Choctaw County which are incurred in the performance of their duties.

H. 682. Relating to the registration of voters in counties having a population of not less than 26,000 nor more than 26,600, according to the last or any subsequent federal decennial census; relieving the members of the boards of registrars in such counties of the duty of visiting precincts or voting places in the performance of their official duties.

H. 683. Relating to the Thirty-first Judicial Circuit; providing for separation of the jury in the circuit courts of the counties composing such circuit (Colbert and Franklin) by consent.

H. 684. Regulating through licensure the occupation of plumbing in Colbert County, Alabama; creating a board of plumbers examination and registration in such county for the purpose of examining and licensing master plumbers and journeyman plumbers; providing for the appointment and term of office of members of such board and prescribing the organization, powers and duties of the board; fixing standards for master and journeyman plumbers and prescribing examination and certification fees and authorizing their collection and disbursement; authorizing the revocation and renewal of such certifications and prescribing the procedures therefor; and providing penalties for violations of this Act.

H. 685. Relating to Colbert County: To authorize the board of revenue, court of county commissioners, or like governing body of Colbert County to call an election in the county for the purpose of determining whether or not the county governing body may levy an additional county privilege or excise tax on tobacco and certain tobacco products; prescribing the power, duties, and authority of the county governing body in the collection and enforcement of the tax, if imposed; prescribing the method or manner of evidencing the payment of the tax, if imposed, through the use of stamps, and allowing a discount for handling tobacco tax stamps; providing that the proceeds of the tax, if imposed, shall be used exclusively for the purpose of acquiring, constructing, equipping, enlarging, improving, maintaining, and operating a public hospital in the county; and prescribing penalties for violations of the Act.

H. 686. Proposing an amendment to the Constitution relating to the compensation of certain officers of Colbert County.

The above bill was read a second time at length as required by the Constitution.

H. 687. To propose an amendment to the Constitution of Alabama relative to the industrial development of Bullock County.

The above bill was read a second time at length as required by the Constitution.

H. 688. Relating to Elmore County: To provide for a Clerk in the office of the Clerk of the Circuit Court of Elmore County, Alabama; to fix the method and basis of such Clerk's employment and compensation, and to designate the fund from which payable; to repeal all

laws in conflict herewith; to provide that the partial invalidity of this Act shall not affect the remainder thereof; and to fix the time when this Act shall become effective.

H. 689. Relating to Elmore County: Authorizing and directing the Court of County Commissioners of the County of Elmore to pay to James E. Johnson the sum of One Hundred Fifty (\$150.00) Dollars out of the general fund of Elmore County, Alabama.

H. 698. To alter, rearrange, extend, and establish the boundary lines and corporate limits of the Town of Linden, Marengo County, Alabama.

H. 699. Proposing an amendment to the Constitution relating to Marion County.

The above bill was read a second time at length as required by the Constitution.

H. 704. To regulate further the office of the Judge of Probate of Mobile County; authorizing and empowering the Judge of Probate to create and establish divisions for the performance and function of duties of his office, to assign functions and duties to such divisions and to delegate certain powers to the Chiefs of such divisions; which act appears in Acts of Alabama of 1955 at pages 335 and 336, approved June 28, 1955.

H. 705. To amend Sections 2 and 3 of Act No. 344, S. 10, approved August 1, 1951 (*Acts of Alabama, 1951, Vol. 1, p. 832*), entitled "An Act to provide for the assessment of ad valorem taxes on real and personal property in counties having a population of not less than 225,000 nor more than 400,000 inhabitants according to the last or any succeeding Federal Census; to provide for the claiming of statutory exemptions on such property; and to provide penalties for failure to comply with the provision of this Act."

H. 706. To amend Section 62 of Title 51, Code of Alabama, (1940), which relates to the condensed statements of all assessments required to be entered by tax assessors in assessment books, or in lists arranged alphabetically and bound, by exempting the tax assessor in counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, from the requirement of computing and entering opposite the name of each taxpayer the aggregate amount of state, county and special taxes with which such taxpayer is charged.

H. 707. To authorize the tax assessor in counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, to use a type of paper commonly known as "onion skin" in the preparation of records required to be prepared by the tax assessor in performing the official duties of his office.

H. 722. To amend Section 3 of Act No. 56 of the Regular Session of the Legislature of Alabama of 1953, approved June 3, 1953 (*Acts of Alabama Regular Session 1953, Page 76*), being an Act levying additional privilege or license taxes in Tuscaloosa County; making such taxes applicable to certain public corporations or institutions.

H. 723. To apply in all counties of this State having a population of not less than 94,000 and not more than 134,000 according to the latest or any subsequent Federal decennial census, and to further regulate

the number of meetings allowed to be held by the County Board of Education in such counties.

H. 725. Providing for the payment of the automobile expenses of coroners in counties having a population of not less than 94,000 nor more than 134,000, according to the last or any subsequent federal decennial census.

H. 726. To amend further Section 4 of an act approved August 3, 1927 (Act No. 228, H. 707, Local Acts of Alabama, 1927, p. 130), an act which established the Inferior Court of Tuscaloosa County, Alabama.

H. 730. Relating to municipalities having a population of not less than 3,250 nor more than 3,350, according to the last or any subsequent federal decennial census; providing further for the public health and safety in such municipalities; prohibiting any person to build, maintain, or use a privy, or to own any building which does not have screened doors and windows, in such municipalities; and providing for the installation of water closets, septic tanks, and screens, and for the connection of such water closets with such septic tanks or the municipal sewerage system, by the municipality, and for the assessment of the cost thereof against the owner, in the event the owner fails to make such installation or connection, or to screen such doors and windows.

S. 78. To regulate further the office of circuit solicitor of the Ninth Judicial Circuit of Alabama: Creating special funds for expenditure by the Circuit solicitor in law enforcement and in the conduct of his office.

S. 305. To fix the compensation of certain officers of Houston County; repealing conflicting laws.

S. 312. To provide further for purging the lists of registered voters in Cullman County; requiring and prescribing the procedure for the reidentification of registered voters; placing certain duties on the board of registrars and the county governing body relative to the reidentification of registered voters; requiring the beat committeemen or other members of political parties organized in Cullman County to serve as clerks of the board of registrars in connection with the reidentification of registered voters; and providing a penalty for willfully making a false statement in connection with reidentification.

S. 315. To amend further Section 2 of an act approved February 18, 1927, entitled "An Act to provide additional duties and confer additional powers on each member of the Court of County Commissioners of Talladega County, Alabama, and supervising the construction, maintenance and upkeep of the roads and bridges in his District and to fix the salary and compensation of said commissioners."

S. 321. To amend an Act, entitled "An Act, to provide additional duties and confer additional powers on each member of the Court of County Commissioners of Pike County, Alabama, in supervising the construction, maintenance and upkeep of the roads and bridges in his district, and to fix the salary and compensation of said Commissioners," approved October 19th, 1932, as amended by Act No. 295, Acts of The Regular Session of 1943, approved June 28, 1943.

Mr. Lackey, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 695. An Act to amend Sections 2, 3 and 7 of Act No. 470 of the Regular Session of the Legislature of Alabama of 1955, approved September 9, 1955, entitled "An Act to provide a separate retirement and

relief system for certain of the presently active employees of the city of Birmingham who entered the service of the police department of said city prior to September 19, 1939, and to whom is applicable the pension and relief system provided by Act No. 502 of the regular session of the Legislature of 1923, as reenacted and amended: To include in said separate system dependents of said presently active employees; and to render said Act No. 502 inapplicable to said certain presently active employees and their dependents."

H. 696. Relating to the municipality of the City of Graysville in Jefferson County: To alter, rearrange, and extend the boundaries and corporate limits of the City of Graysville.

Mr. Grouby, Chairman of the Standing Committee on State Administration, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 580. To amend Section 5 Title 55 Code of Alabama, 1940.

Mr. Brown (Lee), Chairman of the Standing Committee on Transportation, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 114. To amend further Chapter 1 of Title 36, Code of Alabama (1940) so as to require drivers of vehicles to yield the right-of-way to other traffic under certain conditions.

H. 113. Relating to highways; providing that the courts of county commissioners, boards of revenue or other like governing bodies shall erect and maintain necessary warning signs and devices on paved county roads.

H. 507. To provide for the construction of rural mailbox turnouts on Alabama highways.

H. 697. To establish a Commission on Interstate Cooperation, define its duties, prescribe its authority, and provide for its membership.

H. 702. To amend further Section 18 of Title 19, Code of Alabama (1940), which relates to suspension of the judgment on appeal in condemnation proceedings.

#### INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Gregory (with notice and proof):

H. 731. Relating to the Town of Hayden in Blount County; to alter, rearrange, and extend the boundaries thereof.

Local Legislation No. 1.

Notice and Proof H. 731:

#### A BILL TO BE ENTITLED AN ACT

STATE OF ALABAMA  
COUNTY OF BLOUNT

Notice is hereby given that at the current session of the Legislature of Alabama a bill substantially as follows will be introduced and application for its passage and enactment will be made, to-wit:



## AN ACT

Relating to the Town of Hayden in Blount County; to alter, rearrange, and extend the boundaries thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries of the Town of Hayden, Blount County, Alabama, are hereby altered, rearranged and extended so as to include within the corporate limits of such town, in addition to the territory included within the present corporate limits, the following described territory:

E  $\frac{1}{2}$  of SE  $\frac{1}{4}$  of Section 20, S  $\frac{1}{2}$  of SW  $\frac{1}{4}$  of Section 21, W  $\frac{1}{2}$  of SE  $\frac{1}{4}$  of Section 21; S  $\frac{1}{2}$  of NE  $\frac{1}{4}$  of Section 21; NE  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 21; NW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 21, all in Township 13, Range 2 West, Blount County, Alabama.

Section 2. All or parts of laws which conflict with this Act are repealed.

Section 3. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Lowell Gregory  
Rep. Blount County

20J4t

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF BLOUNT

Before me, the undersigned authority in and for said County in said State, this day personally appeared Rice M. Howard, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of The Southern Democrat, a newspaper of general circulation published in Blount County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 20, June 27, July 4, and July 11, all in the year 1957.

RICE M. HOWARD.

Sworn to and subscribed before me July 11, 1957.

FRANCES HENDERSON,  
Notary Public.

By Mr. Gregory (with notice and proof):

H. 732. Relating to Blount County: Creating the Blount County Commission on Education to administer the public schools laws, supervise the public school system, and promote the educational interests of the county, limiting the jurisdiction of the Commission to schools not subject to the jurisdiction of the City of Oneonta or any of its instrumentalities; abolishing the Board of Education of Blount County and the office of the county superintendent of education; providing for the election of the members of the Commission and for the election of a superintendent of county schools, fixing their terms, qualifications, compensation and prescribing their powers and duties.

Local Legislation No. 1.

Notice and Proof H. 732:

A BILL  
TO BE ENTITLED  
AN ACT

STATE OF ALABAMA  
COUNTY OF BLOUNT

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

Relating to Blount County: Creating the Blount County Commission on Education to administer the public schools laws, supervise the public school system, and promote the educational interests of the county, limiting the jurisdiction of the Commission to schools not subject to the jurisdiction of the City of Oneonta or any of its instrumentalities; abolishing the Board of Education of Blount County and the office of the county superintendent of education; providing for the election of the members of the Commission and for the election of a superintendent of county schools, fixing their terms, qualifications, compensation and prescribing their powers and duties.

Be It Enacted by the Legislature of Alabama:

Section 1. The Board of Education and the office of superintendent of education of Blount County are hereby abolished, and there is created in lieu of the Board of Education the Blount County Commission on Education. The Commission on Education shall administer the school laws of the State and County, supervise the public schools and public school system of the county, and shall have and exercise all the rights, powers and duties and privileges vested in and required of county boards of education, except that the Commission shall have no jurisdiction over schools which are subject to and come under the jurisdiction of the City of Oneonta or any of its instrumentalities.

Section 2. Immediately upon the effective date of this Act, the Governor shall appoint five qualified persons as members of the Blount County Commission on Education, who shall hold office until their successors are elected and qualified as herein provided. Two members of the Commission shall be elected by the qualified electors of Blount County at the general election in November, 1960, and every four years thereafter. Three members of the Commission shall be elected at the general election in 1962, and every four years thereafter. Members of the Commission shall take office on the first Monday after the second Tuesday in January next succeeding their election. They shall qualify and be removed in the same manner as members of county boards of education. All members of the Commission shall be elected from the county at large, but only one member shall reside in or be a resident of Beat 36. All members of the Commission shall be, at the time of their election or appointment and during their continuance in office, qualified electors of Blount County. The members of the Commission shall elect a chairman from among their number. Three members shall constitute a quorum.

Section 3. Immediately after the effective date of this Act, the Governor shall appoint some qualified person as superintendent of county schools in Blount County, and such appointee shall hold office until July 1, 1961. A superintendent of county schools shall be elected by the qualified electors of Blount County, at the general election in November, 1960, and every four years thereafter. The superintendent of county schools shall take office on the first day of July next succeeding

his election. No person shall be eligible for appointment, for political party nomination, or for election to the office of superintendent of county schools who does not hold an A.B. or B.S. degree, and who does not hold an Alabama certificate in administration and supervision based upon requirements established by the State Board of Education for such certificates, and who does not submit proof to the State Superintendent of Education of at least three years of successful education experience as teacher, principal, supervisor, superintendent, educational administrator, or instructor in school administration during the five years next preceding his appointment or election. The superintendent of county schools must be at the time of his election or appointment and during his continuance in office, a qualified elector of Blount County. His term of office shall be for four years, and he shall be removed only by impeachment in the manner prescribed by law. He shall receive an annual salary of not more than Fifty-two Hundred Dollars (\$5200) and necessary travel expense in performance of his official duties not to exceed Seventy-five Dollars (\$75.00) per month. His salary is to be fixed by the Blount County Commission on Education.

Section 4. The members of the Blount County Commission on Education shall receive from the public school funds of the county Ten Dollars (\$10.00) a day for attending commission meetings, and actual traveling and hotel expenses incurred. They shall not be allowed pay or expenses for more than twenty-four days in any one year.

Section 5. The general administration and supervision of the public schools of Blount County, with the exception of the schools of the City of Oneonta, shall be vested in the Blount County Commission on Education. The Commission shall determine the educational policy of the county, and shall prescribe rules and regulations for the conduct and management of the county schools. All the powers, rights, privileges, prerogatives, jurisdiction, and duties vested in or imposed on county boards of education are hereby vested in or imposed on the Blount County Commission on Education.

Section 6. The superintendent of county schools of Blount County shall be the chief executive officer of the Blount County Commission on Education and purchasing agent as directed by the Commission. All the powers, rights, privileges, prerogatives, and duties heretofore vested in or imposed on the county superintendent of education are hereby transferred to the superintendent of county schools. The superintendent shall give bond in such penal sum as may be prescribed by the Blount County Commission on Education, in the manner and with the conditions provided for custodians of county school funds. Any vacancy occurring in his office shall be filled by appointment by the Governor for the unexpired term.

Section 7. It will be the duties and responsibilities of the Commission on Education of Blount County to locate the county school bus barn for maintenance and repair in a central located area at the discretion of the Commission.

Section 8. The provisions of this Act are severable. If any part of this Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 9. All laws or parts of laws which conflict with this Act are repealed.

Section 10. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Lowell Gregory  
Rep. Blount County

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF BLOUNT

Before me, the undersigned authority in and for said County in said State this day personally appeared Rice M. Howard, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the Southern Democrat, a newspaper of general circulation published in Blount County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 20, June 27, July 4, and July 11, all in the year 1957.

RICE M. HOWARD.

Sworn to and subscribed before me July 11, 1957.

FRANCES HENDERSON,  
Notary Public.

By Mr. Gregory (with notice and proof):

H. 733. To regulate further the office of coroner of Blount County; providing for the election of such officer, prescribing his term of office and qualifications and fixing his compensation and providing for the payment thereof.

Local Legislation No. 1.

Notice and Proof H. 733:

A BILL  
TO BE ENTITLED  
AN ACT

To regulate further the office of coroner of Blount County; providing for the election of such officer; prescribing his term of office and qualifications and fixing his compensation and providing for the payment thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. A coroner for Blount County, Alabama, shall be elected by the qualified voters thereof at the next election when the sheriff of said county is elected, and every four years thereafter, who shall hold office for four years from the first Monday after the second Tuesday in January next after his election, and until his successor is elected and qualified. No person shall be eligible for election to such office or be qualified to serve therein unless he is a qualified elector and a resident of Blount County and is a high school graduate having knowledge of the anatomy of the human body, as evidenced by a certificate from a school showing his completion of a course in mortuary science or as a medical technician or physician.

Section 2. The coroner of Blount County shall be entitled to receive an annual salary of six hundred dollars (\$600), which salary shall be the entire compensation of the coroner for the performance of his duties, and shall be in lieu of any fees, commissions, percentages, or allowances prescribed by law for such an officer. The salary of the coroner of Blount County shall be paid from the general fund of the county in the same manner as the salary of the chief deputy sheriff.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Lowell Gregory  
Rep. Blount County

13 June 4t

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF BLOUNT

Before me, the undersigned authority in and for said County in said State this day personally appeared Rice M. Howard, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the Southern Democrat, a newspaper of general circulation published in Blount County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 13, June 20, June 27, and July 4, all in the year 1957.

FRANCES HENDERSON,  
Notary Public.

By Mr. Brannan:

H. 734. Relating to all counties having a population of not less than 40,500 nor more than 45,000 inhabitants, according to the last or any subsequent federal census; regulating the compensation and allowances of directors of certain utility boards heretofore or hereafter established in such counties.

Local Legislation No. 1.

By Messrs. Albea and Speaks:

H. 735. To amend further Section 663 of Title 7, Code of Alabama (1940), which relates to the vesting of title to the homestead in the widow and minor children.

Judiciary.

By Messrs. Albea and Speaks:

H. 736. To amend further Section 705 of Title 7, Code of Alabama, 1940, which relates to the vesting of title to property set apart as exempt from administration and payment of debts to a deserted wife and minor children.

Judiciary.

By Mr. Franklin:

H. 737. Relating to counties having a population of less than 11,800, according to the last or any subsequent federal decennial census; providing for the division of such counties into districts; providing for the election of one member of the governing body of each such county from each of such districts; prescribing the powers and duties of the governing bodies of such counties, and the qualifications, terms of office, compensation, and manner of election of the members thereof; and excepting the judge of probate or other chairman of the governing body of each such county from the operation of the Act.

Local Legislation No. 1.

By Mr. Summerlin:

H. 738. To amend Section 1 of an act approved September 3, 1953, providing for supernumerary circuit solicitors of the State of Alabama (Act No. 474, S. 219, 1953 Acts 589).

Ways and Means.

By Messrs. Killough and Taylor:

H. 739. To propose an amendment to the Constitution of Alabama relating to the levy and collection of a special property tax for educational purposes in Butler County.

Local Legislation No. 1.

The above bill was read a first time at length as required by the Constitution.

By Mr. Davis:

H. 740. To prohibit incorporated municipalities in all counties having a population of not less than 49,000 nor more than 50,000, according to the last or any subsequent federal decennial census, from enacting any ordinance levying a gasoline tax unless the levying or imposing of such tax shall have been authorized before the enactment of such ordinance by a vote of the qualified electors of such city or town at an election held for such purpose.

Local Legislation No. 1.

By Mr. Ferrell (with notice and proof):

H. 741. To alter or re-arrange the boundary lines of the Town of Geraldine, Alabama, so as to include within the corporate limits of said town or territory not already included therein.

Local Legislation No. 1.

Notice and Proof H. 741:

A BILL  
TO BE ENTITLED  
AN ACT

Notice is hereby given that bill will be introduced and an effort made to secure its enactment into law at the next regular session of the Legislature of Alabama, which convenes on May 7, 1957, to alter and re-arrange the boundary lines of the Town of Geraldine, Alabama. Said bill is in substance as follows:

To alter or re-arrange the boundary lines of the Town of Geraldine, Alabama, so as to include within the corporate limits of said town or territory not already included therein.

Be It Enacted by the Legislature of Alabama:

Section One. That the boundary lines and corporate limits of the Town of Geraldine, in DeKalb County, Alabama, be and the same are hereby extended, altered and re-arranged by adding to the corporate limits as they now exist and including within said corporate limits of the Town of Geraldine in addition to the present territory within said corporate limits, the following described territory, to-wit:

The Southwest Fourth of the Southwest Fourth Section 3, Township 8, Range 6 East; the Northwest Fourth of Section 10, Township 8, Range 6 East; The Northeast Fourth of the Southeast Fourth, Section 9, Township 8, Range 6 East; the Northeast Fourth of the Northeast Fourth, Section 16, Township 8, Range 6 East; the Northwest Fourth of the Northwest Fourth of Section 5, Township 8, Range 6 East.

Section Two. That all laws or parts of laws in conflict with the provisions of this act are hereby repealed.

Section Three. This act shall take effect immediately upon its passage and approval of the Governor, or its otherwise becoming a law.

5-13-2tJ.

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF DEKALB

Personally appeared before the undersigned, a Notary Public, within and for said County and State, Bobby R. Day, publisher of Fort Payne Journal, a newspaper published in Fort Payne, County of DeKalb, State of Alabama, who being duly sworn, states on oath that the notice, a true copy of which is hereto attached, was published in said newspaper in its issues of June 13, June 20, June 27, and July 3, 1957.

BOBBY R. DAY.  
Publisher

Sworn to and subscribed before me this 10 day of June, 1957.

JOSEPH C. KELLETT,  
Notary Public.

My commission expires 9/30/1957.

By Mr. Stembridge (with notice and proof):

H. 742. To amend Section 26 of the act approved August 7, 1947, which created and established a civil service system for the City of Dothan (Act No. 273, S. 292, 1947 Local Acts 196).

Local Legislation No. 1.

Notice and Proof H. 742:

STATE OF ALABAMA  
COUNTY OF HOUSTON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To amend Section 26 of the act approved August 7, 1947, which created and established a civil service system for the City of Dothan (Act No. 273, S. 292, 1947 Local Acts 196).

Be It Enacted by the Legislature of Alabama:

Section 1. Section 26 of the act approved August 7, 1947, which created and established a civil service system for the City of Dothan (Act No. 273, S. 292, 1947 Local Acts 196) is hereby amended to read as follows:

"Section 26. CORRUPT PRACTICES. (a) No person shall make any false statement, certificate, mark, rating or report with regard to any test, certification or appointment made under any provision of this Act or in any manner commit or attempt to commit any fraud preventing the impartial execution of the provision of this Act, and the prescribed Rules and Regulations.

"(b) No person shall, directly or indirectly, give, render, pay, offer, solicit, or accept any money, service or other valuable consideration for or on account of any appointment, proposed appointment, promotion or proposed promotion to, or any advantage in, a position in the Classified Service.

"(c) No employee of the Department or other person shall defeat, deceive, or obstruct any person in his right to an examination, eligibility, certification or appointment under the provisions of this Act, or furnish to any person any special or secret information for the purpose of affecting the rights or prospects of any persons with respect to employment in the Classified Service.

"(d) No person shall be appointed or employed in any position in the Classified Service as defined in this Act in a department of the City if such person is related by blood or marriage within the fourth degree to the commissioner who is then in charge of such department or to the department head of such department. This provision shall not be construed to require the dismissal of any employee in said Classified Service where, subsequent to his original employment in such service, the department head or commissioner of the department in which such employee is working may be related to such employee by blood or marriage within the fourth degree. The commission of any such corrupt practice shall constitute a misdemeanor and shall be punished in the manner provided by the general laws of the State."

Section 2. This Act shall become effectively immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

June 18, 25, July 2, 9, 1957.

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF HOUSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Nat C. Faulk, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the Dothan Eagle, a newspaper of general circulation published in Houston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 18, June 25, July 2, and July 9, all in the year 1957.

NAT C. FAULK.

Sworn to and subscribed before me July 9, 1957.

J. T. LANE, JR.,  
Notary Public.

By Messrs. Vacca, Nice, Edwards (Jefferson), Lackey, Adams (Jefferson), Perry and Kaul:

H. 743. To fix the fee and allowance of the Sheriff of all counties having a population of Five Hundred Thousand (500,000) or more inhabitants according to the last or any subsequent Federal census for serving a summons or other mesne process, except subpoenas for witnesses; repealing conflicting laws.

Local Legislation No. 2.

By Messrs. Kaul, Edwards (Jefferson), Adams (Jefferson), Lackey, Vacca, Nice and Perry (with notice and proof):

H. 744. To provide for the relief of the Estate of William Henry Tennyson out of the General Fund of Jefferson County, Alabama, and to direct Jefferson County, Alabama to pay to the Administratrix of the Estate of William Henry Tennyson the sum of Three Thousand Dollars (\$3,000.00).

Local Legislation No. 2.



Notice and Proof H. 744:

A BILL  
TO BE ENTITLED  
AN ACT

To provide for the relief of the Estate of William Henry Tennyson out of the General Fund of Jefferson County, Alabama, and to direct Jefferson County, Alabama to pay to the Administratrix of the Estate of William Henry Tennyson the sum of Three Thousand Dollars (\$3,000.00).

Be It Enacted by the Legislature of Alabama:

Section 1. That the County Commission of Jefferson County, Alabama, is hereby authorized and directed to draw or cause to be drawn a warrant on the Treasurer of Jefferson County, Alabama, payable to Ada Tennyson, as Administratrix of the Estate of William Henry Tennyson, the sum of Three Thousand Dollars (\$3,000.00) to compensate the Estate of the said William Henry Tennyson for his death which occurred on January 4, 1957 on the Flat Top Road in Jefferson County, Alabama, while the said William Henry Tennyson was engaged within his employment by Jefferson County, Alabama, at which time and place he was killed by an automobile. The Treasurer of Jefferson County, Alabama, is hereby directed to pay such warrant to the said Ada Tennyson, as Administratrix of the Estate of William Henry Tennyson out of such funds not otherwise appropriated.

Section 2. That this Act shall begin immediately upon its passage or approval by the Governor, or its otherwise becoming a law.  
Messenger—June 8, 15, 22, 29, 1957.

PROOF OF PUBLICATION

STATE OF ALABAMA  
JEFFERSON COUNTY

Before me, the undersigned authority in and for said County in said State, personally appeared Eleanor Abercrombie, who, being by me first duly sworn deposes and says that she is the Publisher of The Birmingham Messenger, a weekly newspaper of general circulation published in Jefferson County, Alabama, which was established on the 13th day of September, 1940, and which has been published consecutively weekly since said date. And that there was published in said newspaper in the issues of June 8, 15, 22, 29, 1957, a legal notice, a copy of which is hereto attached.

ELEANOR ABERCROMBIE.  
Publisher

Sworn and subscribed to on this the 1 day of July, 1957.

BILLIE FOSTER,  
Notary Public.

By Messrs. Nice, Vacca, Lackey, Edwards (Jefferson), Perry, Kaul and Adams (Jefferson):

H. 745. To apply to all counties having a population in excess of 500,000 inhabitants, according to the last or any subsequent federal decennial census; providing for the licensing of persons engaged in the business of cleaning septic tanks; imposing license and permit fees; providing for enforcement of the Act and prescribing penalties.

Local Legislation No. 2.

By Messrs. Vacca, Edwards (Jefferson), Lackey, Adams (Jefferson), Perry and Kaul:

H. 746. To fix the fee and allowance of the Constables of all counties having a population of Five Hundred Thousand (500,000) or more inhabitants according to the last or any subsequent Federal census for serving any summons or other mesne process, except subpoenas for witnesses, where the amount in controversy is Twenty Dollars (\$20.00) or more; repealing conflicting laws.

Local Legislation No. 2.

By Messrs. Nice, Martin, Adams (Tallapoosa), Stokes and Goodwyn:

H. 747. To amend Section 6 of Act No. 27, S. 30, approved May 31, 1949 (Acts of Alabama, 1949, p. 39), entitled "An Act To prescribe further regulations governing the publication of the acts and journals of the Legislature; imposing additional duties upon the Secretary of the Senate, the Clerk of the House, and Legislative Reference Service, and prescribing penalties for neglect of duty; superseding Sections 125, 126, 127, 129, 130, 131, 133, 134, 140, 141, 142, 143, and 144 of Title 55 of the Code of Alabama (1940)."

Ways and Means.

By Messrs. Nice, Martin, Adams (Tallapoosa), Stokes and Goodwyn:

H. 748. To amend Section 72 of Title 13, Code of Alabama (1940), which provides for the distribution of the reports of the supreme court and the court of appeals.

Ways and Means.

By Messrs. Broadfoot and Haltom (with notice and proof):

H. 749. Providing for the submission to the qualified voters of Lauderdale County the question of whether or not an annual license tax and registration fee shall be levied in the amount of \$5.00 upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, owned by any individual who is a resident of Lauderdale County and upon every motor vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county, and if approved by said voters, authorizing and providing for the levying of said tax by the governing body of Lauderdale County with the concurrence of the governing body of the City of Florence, for a period not exceeding 10 years; providing for the calling, giving of notice, holding, conducting, canvassing and contesting of elections thereunder and the collection and enforcement of said license tax and registration fee; exempting motor vehicles owned and used by the state and counties and municipalities of the state, prescribing the time and manner for the payment of the license tax and registration fee; authorizing the governing body of Lauderdale County to adopt and promulgate rules and regulations necessary for the collection and enforcement of the license tax and registration fee; prohibiting any motor vehicle from using the public highways of Lauderdale County until the license tax and registration fee shall have been paid; providing that the net proceeds of said tax and fee shall be used solely for the purpose of providing additions to, improvements in and equipment for the Eliza Coffee Memorial Hospital or the payment of principal of or interest on any obligations or indebtedness incurred for such purpose and for the payment of said net proceeds to a public hospital corporation in the event said hospital shall be acquired by such hospital corporation, and repealing all laws in conflict therewith.

Local Legislation No. 1.

Notice and Proof H. 749:

LEGAL NOTICE

Notice is hereby given of the intention to apply at the present session of the Legislature of Alabama for the passage of a local law providing in substance as follows:

A BILL  
TO BE ENTITLED  
AN ACT

Providing for the submission to the qualified voters of Lauderdale County the question of whether or not an annual license tax and registration fee shall be levied in the amount of \$5.00 upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, owned by any individual who is a resident of Lauderdale County and upon every motor vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county, and if approved by said voters, authorizing and providing for the levying of said tax by the governing body of Lauderdale County with the concurrence of the governing body of the City of Florence, for a period not exceeding 10 years; providing for the calling, giving of notice, holding, conducting, canvassing and contesting of elections thereunder and the collection and enforcement of said license tax and registration fee; exempting motor vehicles owned and used by the State and counties and municipalities of the state, prescribing the time and manner for the payment of the license tax and registration fee; authorizing the governing body of Lauderdale County to adopt and promulgate rules and regulations necessary for the collection and enforcement of the license tax and registration fee; prohibiting any motor vehicle from using the public highways of Lauderdale County until the license tax and registration fee shall have been paid; providing that the net proceeds of said tax and fee shall be used solely for the purpose of providing additions to, improvements in and equipment for the Eliza Coffee Memorial Hospital or the payment of principal of or interest on any obligations or indebtedness incurred for such purpose and for the payment of said net proceeds to a public hospital corporation in the event said Hospital shall be acquired by such hospital corporation, and repealing all laws in conflict therewith.

Be It Enacted by the Legislature of Alabama:

Section 1. The governing body of Lauderdale County is authorized to call an election of the qualified voters of said county to determine whether or not a special county license tax and registration fee shall be levied as hereinafter provided. The election provided for herein shall be called, held, conducted and canvassed and may be contested in the same manner as provided by law for the calling, holding, conducting and canvassing of county bond elections, provided, however, the notice of election need be published only once a week in each of two consecutive weeks, the first such publication to be not less than ten days prior to the date of the election. Elections to authorize the levy of said special county license tax and registration fee may be held as often as ordered by the governing body of Lauderdale County, but if the proposition is submitted to the voters and is defeated, another election shall not be held in one year thereafter.

Section 2. The governing body of Lauderdale County shall declare the results of the election and, if a majority of the qualified voters participating at an election are found to have voted for the levy of the special license tax and registration fee, and if the governing body of the City of Florence files with the governing body of Lauderdale County a certified copy of a duly adopted resolution so requesting, the governing body of Lauderdale County may levy, in addition to all other taxes, licenses and fees of every kind now imposed by law, an annual license tax and registration fee in the amount of \$5.00 upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, which is owned by any individual who is a resident of Lauderdale County and upon every such vehicle used or operated in

said county and owned by any corporation, firm or association which has an office or place of business in said county. The county license tax and registration fee shall become due and on the due date of the state license and registration fee levied under the provisions of Article 8, Chapter 20, Title 51, Code of Alabama, 1940, or any laws amendatory thereof or supplementary thereto, next following the levy of said county license tax and registration fee by the governing body of Lauderdale County, and on the same day in each year thereafter for a period of not to exceed ten years from the first date on which said tax and fee became due.

Section 3. The Judge of Probate of Lauderdale County shall collect the annual license tax and registration fee authorized by this Act from the owner of the motor vehicle at the time he collects the state license and registration fee levied on such motor vehicles under the provisions of Article 8, Chapter 20, Title 51, Code of Alabama, 1940, or any laws amendatory thereof or supplementary thereto, and shall maintain complete records of each transaction on forms to be prescribed and furnished by the governing body of Lauderdale County, but the Judge of Probate shall not be allowed any fee for collecting the county license tax and registration fee. Until the county license tax and registration fee has been paid, the Judge of Probate shall not issue a motor vehicle license tag for use on any motor vehicle upon which a license tax and registration fee is imposed pursuant to this Act.

Section 4. Motor vehicles owned and used by the state, and counties or municipalities of this state, shall not be liable for the payment of the county license tax and registration fee authorized by this Act.

Section 5. Statutes providing for the purchase of any motor vehicle license on a monthly declining or half-year basis shall not apply to the license tax and registration fee authorized by this Act.

Section 6. The purchaser of any motor vehicle shall have four days from the date of acquisition within which to pay the county license tax and registration fee authorized herein.

Section 7. The governing body of Lauderdale County shall have the power and authority to adopt and promulgate rules and regulations necessary for the collection and enforcement of the county license tax and registration fee authorized by this Act and to expend so much of the proceeds thereof as may be necessary to collect and enforce the tax and to provide for the evidence of the payment thereof.

Section 8. No motor vehicle upon which a county license tax and registration fee is imposed pursuant to this Act shall be operated upon the public highways of Lauderdale County until said tax and fee shall have been paid as herein provided.

Section 9. The proceeds of the county license tax and registration fee authorized by this Act, less the cost of collecting, administering and providing the evidence of the payment thereof, shall be used solely for the purpose of providing additions to, improvements in and equipment for the Eliza Coffee Memorial Hospital, a public hospital which is now jointly operated by the City of Florence and Lauderdale County, or for the purpose of paying the principal of or interest on any obligations of indebtedness incurred for such purpose. In the event the Eliza Coffee Memorial Hospital shall be acquired by a public hospital corporation, organized under the laws of the State of Alabama heretofore or hereafter enacted, the net proceeds of said county license tax and registration fee shall be paid over to such public hospital corporation for the aforesaid purposes and, within fifteen days after the end of each month, the Judge of Probate of Lauderdale County shall turn over the net proceeds

thereof to said public hospital corporation, whose duty it shall be to receipt therefor.

Section 10. All laws or parts of laws in conflict with any provision of this Act are hereby repealed.

Section 11. If any section, clause or provision of this Act shall be, or declared to be, invalid, this shall not affect any other section, clause or provision hereof not in itself invalid.

Section 12. This Act shall take effect immediately upon its passage by the Legislature and approval by the Governor or upon its otherwise becoming law.

June 14, 21, 28; July 5c.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF LAUDERDALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared D. H. Bowling, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Advertising Manager of the Florence Times, a newspaper of general circulation published in Lauderdale County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 14th, June 21st, June 28th, and July 5th, all in the year 1957.

D. H. BOWLING.

Sworn to and subscribed before me July 10th, 1957.

L. H. BAKER,  
Notary Public.

My commission expires July 25, 1959

By Mr. Haltom:

H. 750. To authorize and make provision for the incorporation of public hospital corporations by any county in this state and any municipality in such county; to provide the method of effecting the incorporation of such a corporation; to provide for a board of directors and officers for such a corporation; to specify the powers of such board of directors and the powers of such corporation; to authorize the issuance by such corporation of securities, including refunding securities, and the mortgage and pledge of its properties and revenues as security therefor, including any taxes (including ad valorem, privilege, license and excise taxes and registration fees) which may be levied for the benefit of the corporation or the proceeds of which are payable to or for the use of the corporation or may have been appropriated to the corporation by the state legislature or by the governing body of the county or the municipality; to provide that securities of such corporation shall be negotiable instruments and shall be eligible for investment of trust funds; to exempt from taxation all such securities, the income therefrom, any instruments executed as security therefor, and the income and properties of such corporation; to provide for the dissolution of such corporation; and to authorize any county and municipality which authorized the organization of such corporation, or either of them, to transfer and convey to such corporation, without consideration therefor, public health facilities and funds raised or allocated for hospital purposes.

Health.

By Messrs. Fite and Oden:

H. 751. To fix the salary of the State Highway Director.

Business and Labor.

By Messrs. Tyson, Hare, McKay, Nettles, deGraffenried, Boyd, Solomon, Cornett, Stokes, Simon, Lee (Barbour), Steagall, Davis, Martin, Ramey, Roberts and Stenbridge:

H. 752. To fix the salary of the Attorney General.

Ways and Means.

By Messrs. Simon and Tyson:

H. 753. To amend Section 1 of Act No. 912, S. 150, approved September 12, 1951 (Acts of Alabama, 1951, Vol. II, p. 1563), entitled "An Act Relating to the assessment of Solicitor's Fees as a part of the cost of appeals from judgment rendered in municipal courts."

Ways and Means.

By Mr. Locke (Perry):

H. 754. To provide for the correction or perfecting of marriage records.

Judiciary.

By Mr. Dawkins:

H. 755. To define the term "Jobbers" as used herein and the term "Taxing Authority" as used herein; to empower any taxing authority as defined in this Act to authorize use of machines with metering devices for making impressions upon individual packages, cartons, boxes, tins or containers of tobacco and tobacco products, to pay taxes and licenses imposed upon tobacco products by the State, a county, a political subdivision, or a municipality; to designate the manner of construction of such machines with metering devices; to authorize and empower the making and enforcing by the taxing authority concerned, or reasonable rules and regulations to protect and safeguard the use of such machines with metering devices and the form and design of the indicia imprinted thereby; to authorize such indicia to be imposed on the cartons, packages, boxes, tins or containers of tobacco products in lieu of the placing of stamps thereon, to pay or evidence payment of any tax or license imposed by any law of this state or by the authority or law of any of the political divisions of the State, county or municipal corporations; to limit and prescribe the authority of the Taxing Authority involved in making contracts for the use of such machines or metering devices; to provide for the method of collecting taxes or licenses evidenced by or paid by such metered indicia; to provide for the pre-payment by any jobber of the sum of money equivalent to the amount of any tax designated to be paid or shown by indicia; to provide for the use of such machines; to provide a discount to be allowed a jobber for prepayment of tobacco taxes; to provide a discount to be allowed a warehousing jobber of the sum of money equivalent to the amount of any tax designated by this Act contrary to the provisions of this Act or for the counterfeiting, use or possession without authority, or any design or indicia for paying or to evidence payment of any tax or license by the use of machines authorized in this Act; to provide that the provisions of this Act are cumulative of all other Acts and to provide a more efficient method of collecting the revenues derived from any taxes or licenses upon tobacco and tobacco products by use of machines instead of stamps to evidence and pay such taxes and licenses.

Ways and Means.

By Mr. Brassell:

H. 756. To repeal the act approved September 9, 1953, entitled "An Act To authorize life insurance companies of this State to invest

in loans to corporations whose securities have been approved by the State Securities Commission of Alabama" (Act No. 539, H. 368, Acts of 1953, Vol. II, p. 755).

Judiciary.

By Mr. Brassell:

H. 757. Relating to highways: To require the removal of poles, wires, pipe lines, cables or other devices erected, installed, or maintained on the rights of ways of highways within the state highway system, or the payment of an annual rental by public utilities for such use.

Local Government.

By Messrs. Harrison and Ashworth:

H. 758. To propose and provide for the submission of an amendment to the Constitution of Alabama prohibiting the Legislature from authorizing the state highway department or other state agency, other than a county governing body, to assume responsibility for construction, repair or maintenance of all county roads or bridges within a county, but providing that the state highway department or other state agency may construct, repair or maintain county roads and bridges upon written agreement signed by a majority of the members of a county governing body; and preserving the power of the Legislature to authorize the highway director or other state agency to designate routes or roads within a county as a part of the state highway system; and to order an election upon said proposed amendment at the next general election next succeeding this session of the Legislature; and to provide for notice of such election together with the proposed amendment.

Local Government.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Adams (Tallapoosa) and Johnson (Tallapoosa):

H. 759. To regulate further the office of circuit solicitor of the Fifth Judicial Circuit of Alabama: Creating special funds for expenditure by the Circuit Solicitor in Law Enforcement and in the conduct of his office.

Local Government.

By Mr. Johnson (Tallapoosa):

H. 760. To prohibit the sale of baler or binder twine which is not labelled to show the date on which such twine was manufactured; and to prescribe penalties.

Conservation.

By Messrs. Adams (Tallapoosa) and Johnson (Tallapoosa):

H. 761. To repeal Act No. 600 approved August 6, 1907 relating to the celebration of the Battle of Horseshoe Bend in 1814; and to provide for the disposition of any property conveyed to such commission during its existence.

Ways and Means.

By Messrs. Adams (Tallapoosa) and Johnson (Tallapoosa):

H. 762. To authorize the several counties of the state to expend the fees, excises, or license taxes referred to in Amendment 93 of the Constitution of Alabama 1901.

Local Government.

By Messrs. deGraffenried and Callahan (with notice and proof):

H. 763. To alter, rearrange and extend the boundary lines of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

Local Legislation No. 1.

Notice and Proof H. 763:

STATE OF ALABAMA  
TUSCALOOSA COUNTY

Notice is hereby given that at the present session of the Legislature of Alabama, a bill substantially as follows will be introduced and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To alter, rearrange and extend the boundary lines of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the Corporate Limits of the City of Tuscaloosa, Tuscaloosa County, Alabama, be changed and extended to include the following additional adjacent territory:

Parcel I. As a point of beginning start at the intersection of the West boundary of the Southeast Quarter of the Southeast Quarter (SE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ ) of Section 20, Township 21 South, Range 9 West, and the South boundary of the right-of-way of the Alabama Great Southern Railroad, which point is on the present eastern boundary of the City of Tuscaloosa; thence Eastwardly along the South boundary of the right-of-way of the Alabama Great Southern Railroad to its intersection with the West or Northwest boundary of the Pelham Loop Road; thence Southwestwardly along the Northwest boundary of said Pelham Loop Road to its intersection with the West boundary of Section 28, Township 21 South, Range 9 West; thence Northwardly along the West boundary of said Section 28, to the Northwest corner of said Section 28; thence Northwardly along the East boundary of said Section 20, to the North boundary of Fifteenth Street; thence Westwardly along the North boundary of Fifteenth Street to the Southeast corner of Lot 1 of the Freemont Drive No. 1 Survey, a plat of which is recorded in Plat Book 5, at Page 52, in the Probate Office of Tuscaloosa County, Alabama, which point is on the Eastern boundary line of the present city limits; thence Northwardly along the East boundary of said Lot 1 and also the West boundary of the Southeast Quarter of the Southeast Quarter (SE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ ) of said Section 20 to the point of beginning.

Parcel II. As a point of beginning start at the intersection of the West boundary of Section 28, Township 21 South, Range 9 West, and the North or Northwest boundary of the Pelham Loop Road; thence Northeastwardly along the Northwest boundary of said Pelham Loop Road to an intersection with the South boundary of the right-of-way of the Alabama Great Southern Railroad; thence Eastwardly along the South boundary of the right-of-way of the Alabama Great Southern Railroad to its intersection with the East-boundary of the Southeast Quarter of the Northeast Quarter (SE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ) of Section 28, Township 21 South, Range 9 West; thence Southwardly along the East boundary of said Southeast Quarter of the Northeast Quarter (SE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ) to the Southeast corner of said Southeast Quarter of the Northeast Quarter (SE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ); thence Westwardly along the South boundary of the said Southeast Quarter of the Northeast Quarter (SE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ) to the Southwest corner of said Southeast Quarter of the Northeast Quarter (SE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ); thence Southwardly along the East boundary of the Northwest Quarter of the Southeast Quarter (NW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ ) of said Section 28, to the Southeast



corner of said Northwest Quarter of the Southeast Quarter (NW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ ); thence Westwardly along the South boundary of said Northwest Quarter of the Southeast Quarter (NW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ ) and the South boundary of the Northeast Quarter of the Southwest Quarter (NE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$ ) and the South boundary of the Northwest Quarter of the Southwest Quarter (NW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$ ), all being in said Section 28, to the Southwest corner of said Northwest Quarter of the Southwest Quarter (NW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$ ); thence Southwardly along the West boundary of said Section 28 to the Southwest corner of said Section 28; thence Southwardly along the West boundary of Section 33, Township 21 South, Range 9 West, for a distance of 265.5 feet to a point; thence Eastwardly and parallel to the north boundary of said Section 33 for a distance of 420.0 feet to a point; thence Southwardly and parallel to the West boundary of said Section 33 for a distance of 420.0 feet to a point; thence Eastwardly and parallel to the North boundary of said Section 33 for a distance of 922.0 feet to a point on the East boundary of the Northwest Quarter of the Northwest Quarter (NW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$ ) of said Section 33; thence Southwardly along the East boundary of said Northwest Quarter of the Northwest Quarter (NW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$ ) for a distance of 51.0 feet to a point; thence Westwardly and parallel to the South boundary of said Northwest Quarter of the Northwest Quarter (NW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$ ) to a point on the West boundary of said Northwest Quarter of the Northwest Quarter (NW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$ ); thence Southwardly along the West boundary of the Northwest Quarter of the Northwest Quarter (NW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$ ) for a distance of 175.0 feet to the Southwest corner of said Northwest Quarter of the Northwest Quarter (NW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$ ); thence continue Southwardly along the East boundary of the Southeast Quarter of the Northeast Quarter (SE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ) of Section 32, Township 21 South, Range 9 West, for a distance of 515.0 feet to a point; thence Westwardly and parallel to the North boundary of said Southeast Quarter of the Northeast Quarter (SE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ) to the West boundary of said Southeast Quarter of the Northeast Quarter (SE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ); thence Northwardly along the West boundary of said Southeast Quarter of the Northeast Quarter (SE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ) and the Northeast Quarter of the Northeast Quarter (NE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ) of said Section 32, to the Northwest corner of said Northeast Quarter of the Northeast Quarter (NE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ); thence continue Northwardly along the West boundary of the Southeast Quarter of the Southeast (SE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ ) of Section 29, Township 21 South, Range 9 West to the Northwest corner of said Southeast Quarter of the Southeast Quarter (SE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ ); thence Eastwardly along the North boundary of said Southeast Quarter of the Southeast Quarter (SE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ ) to the Southwest corner of the East Half of the Northeast Quarter of the Southeast Quarter (E  $\frac{1}{2}$  of the NE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ ) of said Section 29; thence Northwardly along the West boundary of said East Half of the Northeast Quarter of the Southeast Quarter (E  $\frac{1}{2}$  of the NE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ ) to the Northwest corner of the East Half of the Northeast Quarter of the Southeast Quarter (E  $\frac{1}{2}$  of the NE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ ); thence Eastwardly along the North boundary of said Northeast Quarter of the Southeast Quarter (NE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ ) to the Northeast corner of said Northeast Quarter of the Southeast Quarter (NE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ ); thence Northwardly along the West boundary of the Southwest Quarter of the Northwest Quarter (SW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$ ) of said Section 28, to the point of beginning.

Section 2. That all laws and parts of laws in conflict with the provisions of this Act be and the same are hereby repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

June 13-20-27-July 4-4TC.

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF TUSCALOOSA

Before me, the undersigned authority in and for said County in said State, this day personally appeared Eugene L. Hamilton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Business Manager of the Tuscaloosa News, a newspaper of general circulation published in Tuscaloosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 13, June 20, June 27, and July 4, all in the year 1957.

EUGENE L. HAMILTON.

Sworn to and subscribed before me July 9, 1957.

LILLA COLLINS,  
Notary Public.

By Messrs. de Graffenried and Callahan (with notice and proof):

H. 764. To alter, re-arrange and extend the boundary lines of the City of Tuscaloosa, in Tuscaloosa County, Alabama..

Local Legislation No. 1.

Notice and Proof H. 764:

STATE OF ALABAMA  
TUSCALOOSA COUNTY

Notice is hereby given that at the present session of the Legislature of Alabama, a bill substantially as follows will be introduced and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To alter, rearrange and extend the boundary lines of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the Corporate Limits of the City of Tuscaloosa, Tuscaloosa County, Alabama be changed and extended to include the following additional adjacent territory:

As a point of beginning start at the Northeast corner of Lot 51 of the Resurvey No. 2 of the M. R. Bettis Survey, a plat of which is recorded in Plat Book 4, at page 196, in the Probate Office of Tuscaloosa County, Alabama; thence Northwardly along the prolongation of the line dividing Lots 50 and 51 of said M. R. Bettis Survey, for a distance of 298.1 feet; thence turn 83 degrees and 03 minutes to the right and run in a Northeasterly direction for a distance of 200.4 feet to a point on the Western margin of the Old Birmingham-Tuscaloosa Highway, which is 178.9 feet Northwardly from the concrete right-of-way marker numbered 2007 plus 08.8; thence Southwardly along the Western margin of the Old Tuscaloosa-Birmingham Highway to the Northeast corner of Lot 1 of said M. R. Bettis Subdivision; thence Westwardly along the North boundary of Lots 1 and 50 of the M. R. Bettis Subdivision to the point of beginning.

Section 2. That all laws and parts of laws in conflict with the provisions of this Act be and the same are hereby repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

June 13-20-27, July 4—4TC

### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF TUSCALOOSA

Before me, the undersigned authority in and for said County in said State, this day personally appeared Eugene L. Hamilton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Business Manager of the Tuscaloosa News, a newspaper of general circulation published in Tuscaloosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 13, June 20, June 27, and July 4, all in the year 1957.

EUGENE L. HAMILTON.

Sworn to and subscribed before me July 9, 1957.

LILLA COLLINS,  
Notary Public.

By Messrs. Selman, Shumate, Dement, Hodges, Lee (Lawrence), Huddleston, Broadfoot, Edwards (Escambia), Simon, Murphy and Oden:  
H. 765. To establish minimum wages in Alabama; and to provide penalties for violations of the Act.

Business and Labor.

By Messrs. Selman, Dement, Broadfoot, Davis and Edwards (Escambia):  
H. 766. Relating to the practice of chiropractic; providing for the licensing and regulation of chiropractors; creating the State Board of Chiropractic Examiners, and prescribing its powers, duties, and authority; providing for the issuance of licenses and prescribing qualifications of licensees to practice chiropractic; providing for the collection and disbursement of examination and license fees; authorizing the State Board of Chiropractic Examiners to examine applicants for chiropractic licenses and to issue, deny, suspend, and revoke licenses to practice chiropractic prescribing the manner of appealing from the decisions of the board to the courts of this State; and providing for the enforcement of the Act and prescribing penalties for violations thereof.  
Health.

By Mr. Davis (with notice and proof):

H. 767. To amend Act No. 86, Local Acts of the Legislature of Alabama, Regular Session, 1949, providing for the appointment of a deputy Register of the Circuit Court in Equity of Cullman County, Alabama; to prescribe the duties, powers and authority and fix the compensation and salary of such deputy Register and to designate the method of payment and fund from which said compensation and salary is payable. To repeal all laws in conflict with the provisions of this Act; to provide that the partial invalidity of this Act shall not affect the remainder hereof; and to fix the time when this Act shall become effective.

Local Legislation No. 1.

Notice and Proof H. 767:

LEGAL NOTICE

STATE OF ALABAMA  
COUNTY OF CULLMAN

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To amend Act No. 86, Local Acts of the Legislature of Alabama Regular Session, 1949, providing for the appointment of a deputy Register of the Circuit Court in Equity of Cullman County, Alabama; to prescribe the duties, powers and authority and fix the compensation and salary of such deputy Register and to designate the method of payment and the fund from which said compensation and salary is payable. To repeal all laws in conflict with the provisions of this Act, to provide that the partial invalidity of this Act shall not affect the remainder hereof; and to fix the time when this Act shall become effective.

That Section No. 1 of said act be amended to read as follows:

Be It Enacted by the Legislature of Alabama:

Section 1. That the Register of the Circuit Court in Equity of Cullman County, Alabama, shall appoint a deputy Register for said Court; said Deputy Register to serve at the will or pleasure of the Register of said Court; that said deputy Register shall be paid a salary of not less than \$175.00 or not more than \$200.00 per month by the County of Cullman out of the general funds of said County. That all other provisions of said act shall remain in full force and effect.

Section 2. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Rep. Bryce C. Davis

May 29—June 5-12-19.

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF CULLMAN

Before me, the undersigned authority in and for said County in said State, this day personally appeared Robert Bryan, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of The Times, a newspaper of general circulation published in Cullman County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 29, June 5, June 12, and June 19, all in the year 1957.

ROBERT BRYAN,

Sworn to and subscribed before me June 24, 1957.

MARIE W. BERGIN,  
Notary Public.

My commission expires 3/29/61.

By Mr. Davis:

H. 768. To provide for the calling of a convention to revise and amend the constitution of this state.

Constitution and Elections.

The above bill was read a first time at length as required by the Constitution.

By Mr. Stokes:

H. 769. To provide revenue and a source of revenue for the purpose of paying annuities and benefits to the Law Enforcement Officers of the State of Alabama, to provide for a commission to receive and disburse such funds, to provide for a method of payment of such fund to beneficiaries thereof, and for other purposes.

Ways and Means.

By Messrs. Stokes and Goodwyn:

H. 770. To amend Sections 1, 5, 15, 21, and 25 of Act No. 704, H. 475, approved September 5, 1951 (Acts of Alabama, 1951, p. 1224), which is known as the "Motor Vehicle Safety-Responsibility Act," by prescribing the amounts of security and proof of ability to respond in damages for liability by owners or operators of motor vehicles which are involved in certain accidents; by prescribing the amounts required to satisfy judgments rendered against certain persons for damages arising out of accidents involving motor vehicles; by increasing the limits of liability under the terms of a motor vehicle liability policy, as defined by the Act; and prescribing the amount in cash or securities which may be deposited with the State Treasurer as proof of financial responsibility, as defined by the Act.

Judiciary.

By Mr. Stokes (with notice and proof):

H. 771. To alter, rearrange and extend the boundaries of the City of Elba in Coffee County.

Local Legislation No. 1.

Notice and Proof H. 771.

#### STATE OF ALABAMA COUNTY OF COFFEE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to wit:

To alter, rearrange and extend the boundaries of the City of Elba in Coffee County.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries of the City of Elba in Coffee County are hereby altered, rearranged and extended so as to include within the corporate limits of said municipality all of the following described lands, lying and being in Coffee County, Alabama, to wit: Sections 4, 5, 6, 7, 8, 9, 16, 17, and 18 and the NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NE $\frac{1}{4}$  of NE $\frac{1}{4}$  Section 19, the NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Section 20, the NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NE $\frac{1}{4}$  of NE $\frac{1}{4}$  Section 21, all in Township 5, Range 20 E. Also Sections 1, 12, and 13, and the NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 24, all in Township 5, Range 19 E.

Section 2. All farm land annexed to the City of Elba by this Act, together with all improvements thereon and the appurtenances

there unto appertaining, shall be exempt from all ad valorem taxation by the City of Elba during the time such property is used for farming purposes.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

6-13—6-20—6-27—7-4

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF COFFEE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Thorne Lane, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Owner and Editor of the Elba Clipper, a newspaper of general circulation published in Coffee County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 13th, June 20th, June 27th, and July 4th, all in the year 1957.

THORNE LANE.

Sworn to and subscribed before me July 8th, 1957.

JACKSON FIKES,  
Notary Public.

By Mr. Money:

H. 772. To amend further Sections 752 and 753 of Title 51, Code of Alabama 1940, both of which relate to the sales tax, in order to subject the rentals of certain tangible personal property to such tax.

Ways and Means.

By Mr. Gilchrist:

H. 773. To amend further Section 207 of Title 22, Code of Alabama (1940), which relates to the organization of the Alabama State Milk Control Board, and the appointment, qualifications, terms, and compensation of its members.

Agriculture.

By Messrs. Reynolds and Roberts:

H. 774. To propose an amendment to the Constitution of Alabama relative to the fees, commissions, percentages, allowances, and compensation of the judge of probate and other county officers of Madison County.

Local Legislation No. 1.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 775. Relating to the administration of justice; authorizing and empowering the Supreme Court of Alabama under certain conditions

to prescribe and adopt by rules the forms of process, writs, pleadings, and motions, and the practice and procedure in all suits of a civil nature whether cognizable as cases at law or in equity, and to amend the same, for all circuit courts in this state and for all other courts from which appeals lie directly to the Supreme Court of Alabama or to the Court of Appeals of Alabama; providing that such rules shall have the effect of statutes after their adoption has been effected, and further providing the manner in which the adoption of such rules, or amendments to such rules, shall be effected; establishing a Committee on Court Practice and Procedure to assist the Supreme Court of Alabama in its study of such rules of pleading, practice and procedure; providing for the appointment and terms of office of members of the Committee on Court Practice and Procedure, and for the reimbursement of their expenses incurred in connection with their official duties; prescribing their duties.

Judiciary.

### RESOLUTIONS

The following resolutions were introduced:

By Messrs. Haltom and Broadfoot:

H. R. 58. Whereas, important constitutional questions are presented by House Bill No. 749 (copy of which is hereto attached), now pending in the Legislature of Alabama;

Now, Therefore, Be it Resolved by the House of Representatives of Alabama that the Justices of the Supreme Court of Alabama are hereby respectfully requested to render an opinion, as provided for in Title 13, Section 34 of the Code of Alabama of 1940, on the following important constitutional questions:

(1) Will the said Bill, if enacted, constitute a levy by the State of fees or taxes for hospital purposes in violation of the provisions of Amendment XCIII of the Constitution of Alabama, proposed by Acts of 1951, page 1306?

(2) Will the provisions of said Bill, insofar as they are inconsistent with the provisions of Section 711 of Title 51 of the Alabama Code of 1940, violate Sections 105 and 108 of the Constitution of Alabama?

(3) Do the provisions of said Bill violate the provisions of Sections 104 and 105 of the Constitution of Alabama?

(4) Do the provisions of said Bill regulate fees, commissions or allowances of public officers within the prohibition of Section 96 of the Constitution of Alabama?

On motion of Mr. Haltom the rules were suspended and H. R. 58 was adopted.

Yeas 67; Nays 0.

Yeas:

Mr. Speaker	Brown (Lamar)	Edwards (Jefferson)	Haltom
Adams (Jefferson)	Burkhalter	Ferrell	Hanby
Albea	Callahan	Franklin	Hardy
Ashworth	Cornett	Gilchrist	Harrison
Bradford	Crook	Gilmer	Hodges
Brannan	Davis	Gist	Holliman
Branyon	Dement	Goodwyn	Huddleston
Broadfoot	DeSear	Grouby	Jenkins
Brooks	Edwards (Escambia)	Hall	Johnson (Elmore)

Johnson (Tallapoosa)	Love	Payne	Speaks
Kendall	McClendon (Chambers)	Pruitt	Steagall
Kirkham	McLendon (Bullock)	Ramey	Stembridge
Lackey	McNider	Reynolds	Summerlin
Lee (Barbour)	Money	Roberts	Thomas
Lee (Lawrence)	Nettles	Rodgers	Vacca
Locke (Choctaw)	Nice	Selman	Ward
Locke (Perry)	Oakley	Simon	

—67

Also:

By Mr. Selman:

H. J. R. 59. Whereas, many recent opinions of the United States Supreme Court in so-called "civil rights cases," have been founded and supported upon no legal precedent, but on the other hand have cited as their basis the doctrines and teachings of foreign ideologies which are inimical to our long established way of life in the South and tend to evidence an intent to convert our government into a government of men instead of a government of laws; and

Whereas, persistent agitation against the South has continued for almost a century, marked at every stage of its progress by an utter contempt for the obligations of state laws and the sanctity of compacts, evincing a deadly hostility to the rights and institutions of the Southern people and a settled purpose to overthrow the governments of these states even by the subversion of the Federal Constitution and at the hazard of violence and bloodshed; and

Whereas, much of this agitation has been fomented by fanatical leaders whose unmistakable aim is to pervert the whole machinery of the Federal Government to the destruction of a portion of the members of the Federal Union, the South; and

Whereas, many bills sponsored by fanatics whose only knowledge of conditions in the South has been acquired from slanderous, biased or untrue reports thereof, have been introduced into the United States Congress, designed to curtail the rights of the States and the people of the States to govern themselves; and

Whereas, one such bill, relating to so-called civil rights, is now pending in the United States Congress, and which, if enacted without a provision guaranteeing a jury trial to persons accused of violation thereof, will permit conviction of a citizen of Alabama whose only offense is an honest effort to enforce this State's laws, at the whim of a Federal judge not a resident of this State; and such bill is a patent violation of Article VI of the Constitution of the United States and a usurpation of the rights guaranteed to the States by Article IX and Article X of such Constitution, and will thwart the very purposes for the formation of the Union as set out in the preamble of the Constitution, by legalizing injustice, engendering much domestic turmoil and depriving a majority of the people of the South of the blessing of liberty and self-government; and

Whereas, the Legislature of Alabama, representing a people loyally devoted to the Union and the principles on which it was founded, but scorning any government which has fallen into the hands of fanatical tyrants, willing to sacrifice the democratic principles on which the government was established and convert it into a despotic conqueror of a large part or segment of the governed, deem it their solemn duty to provide in advance the means by which they may devise new securities for perpetuating the blessings of liberty and self-government to themselves and their posterity; now therefore,



## BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA:

1. That upon the adoption of the so-called civil rights bill by the United States Congress without a provision for jury trial, it shall be the duty of the Governor of Alabama, and he is hereby required, to issue his proclamation calling an election by the qualified voters of this State not later than forty days after the day of said proclamation to elect delegates to a Convention of the State to consider, determine and do whatever in the opinion of the Convention the rights, interest and honor of the State of Alabama requires to be done for the protection of the people of the State, the continuation of their duly established government, and the enforcement of the duly enacted laws of the State.

2. The election called pursuant hereto shall be conducted and governed by the laws governing the election for representatives in the House of Representatives of the Alabama Legislature and each county shall be entitled to elect the same number of delegates to the convention that it is entitled to elect as representatives in the House of Representatives. Delegates to the Convention and officers thereof shall be entitled to receive the compensation and per diem and travel expenses fixed by law for members of the Legislature.

3. An invitation is hereby extended to every Southern State and to every other state whose citizens are desirous of preserving its state's rights, to send representatives to meet with this convention and join with Alabama in seeking ways and means to preserve the democratic government, of the people, by the people and for the people of the whole United States, which was envisioned by the adoption of the United States Constitution, and to wrest from the fanatical tyrants who now usurp such powers through control of the Federal Courts and Congress, the power vouchsafed to the States by the Constitution and restore the government of the United States to its prior status as a government of right instead of one of might, a government under which justice will be dispensed to all alike and no one section, segment or region thereof will be discriminated against, but each and every State will be accorded its constitutionally prescribed right to govern itself in a way and manner consistent with the will of the governed.

4. The Clerk of the House of Representatives is directed to release a copy of this Resolution to the Press and to send a copy thereof to the Governor of each of the Southern States.

H. J. R. 59 was read and referred to the Standing Committee on Rules.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Joint Resolutions, your signature thereto is requested:

S. J. R. 50. Extending sympathy to the widow and surviving members of the family of The Honorable William W. Garrett of Uriah, Alabama, a former member of the Legislature.

Also:

S. J. R. 52. Extending sympathy to the widow and surviving family of The Honorable Pugh Haynes, a former member of the Legislature.

J. E. SPEIGHT,  
Secretary.

## SIGNING OF SENATE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Joint Resolutions, the titles to which are set out in the above and foregoing Message from the Senate.

REPORT OF THE STANDING COMMITTEE ON RULES ON  
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Joint Resolution, to-wit:

H. J. R. 54. Relative to the death of The Honorable William W. Garrett, former member of both Houses of the Legislature.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

## SIGNING OF HOUSE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolution, the title to which is set out in the above and foregoing report of the Standing Committee on Rules.

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate bill and ordered same sent forthwith to the House without engrossment.

By Messrs. Metcalf, Cantrell, Allen, Bradford, Moses and Vann:

S. 56. To authorize the execution of, and to give advance approval to, a compact between the State of Alabama and the State of Mississippi and any contiguous state, for the purpose of promoting the development of a navigable interstate waterway connecting the Tombigbee and the Tennessee Rivers; to establish a joint agency and other offices for the administration of the compact; and to make an appropriation.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

The Senate Bill, the title to which is set out in the above and foregoing Message from the Senate, was read one time and referred to appropriate Standing Committee as follows:

S. 56. Ways and Means.

## H. 240 RECOMMITTED

The motion of Mr. Adams (Tallapoosa) to recommit the bill, H. 240, to the Standing Committee on Ways and Means was adopted.

Yeas 64; Nays 3.

Yeas:

Mr. Speaker	Dawkins	Holliman	Nettles
Adams (Jefferson)	deGraffenried	Huddleston	Oakley
Adams (Tallapoosa)	Dement	Jenkins	Payne
Albea	Edwards (Escambia)	Kelly	Perry
Ashworth	Edwards (Jefferson)	Kendall	Pruitt
Bassett	Franklin	Kirkham	Ramey
Boyd	Gilmer	Lackey	Rodgers
Bradford	Gist	Law	Selman
Brannan	Goodwyn	Locke (Choctaw)	Simon
Brassell	Grouby	Locke (Perry)	Speaks
Broadfoot	Hall	Love	Steagall
Brooks	Haltom	McKay	Stembridge
Brown (Lee)	Hardy	McLendon (Bullock)	Summerlin
Cornett	Hare	McNider	Thomas
Crook	Harvey	Mathews	Vacca
Davis	Hodges	Merrill	Ward

—64

Nays: Messrs. Gilchrist, Lee (Barbour) and Lee (Lawrence). —3

And the Speaker recommitted the bill, H. 240, to the Standing Committee on Ways and Means.

#### BILLS ON THIRD READING MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Summerlin to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 207, was adopted.

Yeas 57; Nays 5.

Yeas:

Mr. Speaker	Dement	Hunt	Merrill
Adams (Jefferson)	DeSear	Jenkins	Money
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Elmore)	Perry
Albea	Edwards (Jefferson)	Kendall	Pirkle
Ashworth	Ferrell	Kirkham	Ramey
Bassett	Gist	Lee (Lawrence)	Roberts
Boyd	Gregory	Locke (Choctaw)	Rodgers
Bradford	Grouby	Locke (Perry)	Simon
Brannan	Hall	Love	Solomon
Branyon	Haltom	McClendon (Chambers)	Speaks
Brassell	Hare	McLendon (Bullock)	Stembridge
Brooks	Hodges	McNider	Summerlin
Brown (Lee)	Holliman	Martin	Vacca
Dawkins	Huddleston	Mathews	Ward
deGraffenried			

—57

Nays:

Messrs.:	Oakley	Thomas	Windle
Nettles	Richardson		

—5

And the bill:

H. 207. To amend further Section 104 of Title 51, Code of Alabama (1940), which relates to meetings of boards of equalization.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 59; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Jenkins	Nettles
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Albea	Ferrell	Kaul	Perry
Ashworth	Gilmer	Kelly	Ramey
Bassett	Gist	Kendall	Reynolds
Bradford	Goodwyn	Lackey	Roberts
Brannan	Gregory	Lee (Barbour)	Selman
Broadfoot	Grouby	Lee (Lawrence)	Shumate
Brooks	Hardy	Locke (Choctaw)	Simon
Brown (Lamar)	Hare	Love	Solomon
Cornett	Harvey	McClendon (Chambers)	Speaks
Davis	Hodges	McLendon (Bullock)	Steagall
Dawkins	Holliman	McNider	Thomas
deGraffenried	Huddleston	Martin	Vacca
Dement	Hunt	Merrill	

—59

And the bill:

H. 636. Relating to cities having a population of not less than 15,000 nor more than 18,500, according to the last or any subsequent federal decennial census; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, operation, and fostering of offstreet automobile parking facilities in such cities; and providing for the creation of automobile parking agencies in and for such cities.

Was taken up.

Mr. Roberts offered the following amendment to the bill, H. 636:

Amendment to H. B. 636:

Amend the bill, H. 636, by striking out the figures, 18,500 wherever they appear in the caption and body of the bill and insert in lieu thereof the figures, 17,000.

And the amendment was adopted.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	deGraffenried	Hodges	Martin
Adams (Jefferson)	Dement	Holliman	Mathews
Adams (Tallapoosa)	DeSear	Hunt	Merrill
Albea	Edwards (Escambia)	Jenkins	Money
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Nettles
Bassett	Ferrell	Johnson (Tallapoosa)	Oakley
Boyd	Franklin	Kelly	Payne
Bradford	Gilchrist	Kendall	Perry
Brannan	Gilmer	Kirkham	Pirkle
Branyon	Gist	Lackey	Pruitt
Brassell	Goodwyn	Lee (Barbour)	Ramey
Brooks	Gregory	Lee (Lawrence)	Reynolds
Brown (Lamar)	Grouby	Locke (Choctaw)	Roberts
Brown (Lee)	Hall	Locke (Perry)	Selman
Burkhalter	Haltom	Love	Shumate
Cornett	Hanby	McClendon (Chambers)	Simon
Crook	Hardy	McKay	Solomon
Davis	Hare	McLendon (Bullock)	Speaks
Dawkins	Harvey	McNider	Steagall

Stembridge	Thomas	Vacca	Windle	
Summerlin	Tyson	Ward		—83

Mr. Roberts offered the following amendment to the bill, H. 636, as amended:

Amend the bill, H. B. 636, by inserting the following sentence as the second sentence in Section 8:

It is provided, however, that no property being used as a commercial off-street parking facility may be acquired by the parking agency through exercise of the right of eminent domain.

And the amendment was adopted.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Payne
Adams (Jefferson)	Edwards (Escambia)	Johnson (Tallahpoosa)	Perry
Adams (Tallahpoosa)	Edwards (Jefferson)	Kelly	Pirkle
Albea	Ferrell	Kendall	Pruitt
Ashworth	Franklin	Kirkham	Ramey
Bassett	Gilchrist	Lackey	Reynolds
Boyd	Gilmer	Lee (Barbour)	Roberts
Bradford	Gist	Lee (Lawrence)	Selman
Brannan	Goodwyn	Locke (Choctaw)	Shumate
Branyon	Gregory	Locke (Perry)	Simon
Brassell	Grouby	Love	Solomon
Brooks	Hall	McClendon (Chambers)	Speaks
Brown (Lamar)	Haltom	McKay	Steagall
Brown (Lee)	Hanby	McLendon (Bullock)	Stembridge
Burkhalter	Hardy	McNider	Summerlin
Cornett	Hare	Martin	Thomas
Crook	Harvey	Mathews	Tyson
Davis	Hodges	Merrill	Vacca
Dawkins	Holliman	Money	Ward
deGraffenried	Hunt	Nettles	Windle
Dement	Jenkins	Oakley	

—83

And said bill, H. 636, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Crook	Hall	Lee (Barbour)
Adams (Jefferson)	Davis	Haltom	Lee (Lawrence)
Adams (Tallahpoosa)	Dawkins	Hanby	Locke (Choctaw)
Albea	deGraffenried	Hardy	Locke (Perry)
Ashworth	Dement	Hare	Love
Bassett	DeSear	Harvey	McClendon (Chambers)
Boyd	Edwards (Escambia)	Hodges	McKay
Bradford	Edwards (Jefferson)	Holliman	McLendon (Bullock)
Brannan	Ferrell	Hunt	McNider
Branyon	Franklin	Jenkins	Martin
Brassell	Gilchrist	Johnson (Elmore)	Mathews
Brooks	Gilmer	Johnson (Tallahpoosa)	Merrill
Brown (Lamar)	Gist	Kelly	Money
Brown (Lee)	Goodwyn	Kendall	Nettles
Burkhalter	Gregory	Kirkham	Oakley
Cornett	Grouby	Lackey	Payne

Perry	Roberts	Speaks	Tyson
Pirkle	Selman	Steagall	Vacca
Pruitt	Shumate	Stembridge	Ward
Ramey	Simon	Summerlin	Windle
Reynolds	Solomon	Thomas	

—83

And the bill:

H. 120. To authorize service of certain notices, subpoenas, citations and other writings by certified mail in lieu of service thereof by registered mail in counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Payne
Adams (Jefferson)	Edwards (Escambia)	Johnson (Tallapoosa)	Perry
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Pirkle
Albea	Ferrell	Kendall	Pruitt
Ashworth	Franklin	Kirkham	Ramey
Bassett	Gilchrist	Lackey	Reynolds
Boyd	Gilmer	Lee (Barbour)	Roberts
Bradford	Gist	Lee (Lawrence)	Selman
Brannan	Goodwyn	Locke (Choctaw)	Shumate
Branyon	Gregory	Locke (Perry)	Simon
Brassell	Groulx	Love	Solomon
Brooks	Hall	McClendon (Chambers)	Speaks
Brown (Lamar)	Haltom	McKay	Steagall
Brown (Lee)	Hanby	McLendon (Bullock)	Stembridge
Burkhalter	Hardy	McNider	Summerlin
Cornett	Hare	Martin	Thomas
Crook	Harvey	Mathews	Tyson
Davis	Hodges	Merrill	Vacca
Dawkins	Holliman	Money	Ward
deGraffenried	Hunt	Nettles	Windle
Dement	Jenkins	Oakley	

—83

And the bill:

H. 121. To amend Section 11 of an act heretofore adopted by the Alabama State Legislature for 1956, which such act is numbered 107 and was approved by the Governor of Alabama on the 14th day of February, 1956 so that the period at the end of said Section 11 shall be changed to a semicolon and following such semicolon the following words and figures shall be added to said Section 11: Provided, that the word 'consecutive' years, as the same is herein referred to shall not be construed to prevent a regular employee of the City of Prichard who is otherwise qualified from obtaining credit for consecutive years of service by reason of any leave of absence or other temporary non employment as an employee of the City, if such leave of absence or other non employment shall be approved by the City Council of the City of Prichard.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Albea	Boyd	Branyon
Adams (Jefferson)	Ashworth	Bradford	Brassell
Adams (Tallapoosa)	Bassett	Brannan	Brooks

Brown (Lamar)	Gregory	Lee (Barbour)	Pruitt
Brown (Lee)	Grouby	Lee (Lawrence)	Ramey
Burkhalter	Hall	Locke (Choctaw)	Reynolds
Cornett	Haltom	Locke (Perry)	Roberts
Crook	Hanby	Love	Selman
Davis	Hardy	McClendon (Chambers)	Shumate
Dawkins	Hare	McKay	Simon
deGraffenried	Harvey	McLendon (Bullock)	Solomon
Dement	Hodges	McNider	Speaks
DeSear	Holliman	Martin	Steagall
Edwards (Escambia)	Hunt	Mathews	Stembridge
Edwards (Jefferson)	Jenkins	Merrill	Summerlin
Ferrell	Johnson (Elmore)	Money	Thomas
Franklin	Johnson (Tallapoosa)	Nettles	Tyson
Gilchrist	Kelly	Oakley	Vacca
Gilmer	Kendall	Payne	Ward
Gist	Kirkham	Perry	Windle
Goodwyn	Lackey	Pirkle	

—83

And the bill:

H. 125. To fix the supplemental salaries of circuit judges in circuits composed of one county and having not less than four nor more than nine circuit judges; and to repeal Act No. 21, H. 74, approved May 26, 1955.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Payne
Adams (Jefferson)	Edwards (Escambia)	Johnson (Tallapoosa)	Perry
Adams (Tallapoosa)	Edwards (Jefferson)	Kelly	Pirkle
Albea	Ferrell	Kendall	Pruitt
Ashworth	Franklin	Kirkham	Ramey
Bassett	Gilchrist	Lackey	Reynolds
Boyd	Gilmer	Lee (Barbour)	Roberts
Bradford	Gist	Lee (Lawrence)	Selman
Brannan	Goodwyn	Locke (Choctaw)	Shumate
Branyon	Gregory	Locke (Perry)	Simon
Brassell	Grouby	Love	Solomon
Brooks	Hall	McClendon (Chambers)	Speaks
Brown (Lamar)	Haltom	McKay	Steagall
Brown (Lee)	Hanby	McLendon (Bullock)	Stembridge
Burkhalter	Hardy	McNider	Summerlin
Cornett	Hare	Martin	Thomas
Crook	Harvey	Mathews	Tyson
Davis	Hodges	Merrill	Vacca
Dawkins	Holliman	Money	Ward
deGraffenried	Hunt	Nettles	Windle
Dement	Jenkins	Oakley	

—83

And the bill:

H. 127. To amend Section 1 of an act approved August 3, 1955, entitled "An Act To provide further for the compensation of the circuit solicitor in circuits composed of one county and having not less than four nor more than nine circuit judges." (Act No. 210, H. 699, Acts of 1955, Vol. I, p. 515).

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Ferrell	Kelly	Pirkle
Ashworth	Franklin	Kendall	Pruitt
Bassett	Gilchrist	Kirkham	Ramey
Boyd	Gilmer	Lackey	Reynolds
Bradford	Gist	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Selman
Branyon	Gregory	Locke (Choctaw)	Shumate
Brassell	Grouby	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Cornett	Hare	McNider	Summerlin
Crook	Harrison	Martin	Thomas
Davis	Harvey	Mathews	Tyson
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Ward
Dement	Hunt	Nettles	Windle

—84

And the bill:

H. 128. Relating to Mobile County. To amend further Sections 1 and 3 of an Act approved June 28, 1940 (Act No. 594, H. 1044, Local Acts of Alabama, 1939, p. 355), entitled "An Act to place the Sheriff of Mobile County, Alabama, on a salary basis, and to provide the salary to be paid to such officer; to provide the date on which said officer shall be placed on a salary basis; to provide for the manner of payment of said salary of such officer out of the County Treasury of Mobile County, Alabama; to provide deputies, clerks, guards, and other assistants for such officer and to provide the salaries and manner of payment of such salaries for such deputies, clerks, guards and other assistants; to provide for payment into the Treasury of Mobile County, Alabama, of all fees, fines and forfeitures collected by said officer; and to provide for the necessary equipment and supplies for said officer," to provide for the compensation of the chief deputy sheriff; to provide for the appointment and compensation of an assistant chief deputy sheriff and a chief clerk in the office of the sheriff; and to provide for the official bond of the chief deputy sheriff, assistant chief deputy sheriff, and the chief clerk.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Branyon	Dawkins	Gilmer
Adams (Jefferson)	Brassell	deGraffenried	Gist
Adams (Tallapoosa)	Brooks	Dement	Goodwyn
Albea	Brown (Lamar)	DeSear	Gregory
Ashworth	Brown (Lee)	Edwards (Escambia)	Grouby
Bassett	Burkhalter	Edwards (Jefferson)	Hall
Boyd	Cornett	Ferrell	Haltom
Bradford	Crook	Franklin	Hanby
Brannan	Davis	Gilchrist	Hardy



Hare	Lackey	Merrill	Shumate
Harrison	Lee (Barbour)	Money	Simon
Harvey	Lee (Lawrence)	Nettles	Solomon
Hodges	Locke (Choctaw)	Oakley	Speaks
Holliman	Locke (Perry)	Payne	Steagall
Hunt	Love	Perry	Stembridge
Jenkins	McClendon (Chambers)	Pirkle	Summerlin
Johnson (Elmore)	McKay	Pruitt	Thomas
Johnson (Tallapoosa)	McLendon (Bullock)	Ramey	Tyson
Kelly	McNider	Reynolds	Vacca
Kendall	Martin	Roberts	Ward
Kirkham	Mathews	Selman	Windle

—84

And the bill:

H. 408. To amend Section 6 of an act approved June 30, 1955, entitled "An Act To create a Hospital Board in all counties of this state having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent Federal decennial census, provide for the appointment of the members of said Board, their terms of office and compensation, to require said counties and all municipalities located within said counties to make payments to said Hospital Board to aid in the operation of a hospital in said counties and to provide care for charity patients, to require said Hospital Board to operate a hospital in said counties and to prescribe the powers and duties of said Hospital Board, and to provide for meetings of said Board and a fiscal year for the operations of said Hospital Board" (Act No. 105, S. 152, Acts of Alabama, 1955, Vol. I, p. 350).

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Ferrell	Kelly	Pirkle
Ashworth	Franklin	Kendall	Pruitt
Bassett	Gilchrist	Kirkham	Ramey
Boyd	Gilmer	Lackey	Reynolds
Bradford	Gist	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Selman
Branyon	Gregory	Locke (Choctaw)	Shumate
Brassell	Grouby	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Cornett	Hare	McNider	Summerlin
Crook	Harrison	Martin	Thomas
Davis	Harvey	Mathews	Tyson
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Ward
Dement	Hunt	Nettles	Windle

—84

And the bill:

H. 594. To amend Act No. 40, S. 4, approved March 23, 1956 (Acts of Alabama, 1956, p. 328), entitled "An Act To establish and create a

court of record for Mobile County in lieu of the Inferior Criminal Court of Mobile County to be known as The Court of General Sessions of Mobile County; to provide and define the jurisdiction of said court and the terms thereof; to provide for the two judges and the officers of said court and their powers, duties and compensation, to fix the term of office of such judges; to provide rules of procedure and to fix the fees and costs of such court; to provide for the transfer of cases from the Inferior Criminal Court to the court hereby created; and to effect the repeal of the acts creating the Inferior Criminal Court of Mobile or to abolish the Inferior Criminal Court of Mobile County."

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Ferrell	Kelly	Pirkle
Ashworth	Franklin	Kendall	Pruitt
Bassett	Gilchrist	Kirkham	Ramey
Boyd	Gilmer	Lackey	Reynolds
Bradford	Gist	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Selman
Branyon	Gregory	Locke (Choctaw)	Shumate
Brassell	Grouby	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Cornett	Hare	McNider	Summerlin
Crook	Harrison	Martin	Thomas
Davis	Harvey	Mathews	Tyson
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Ward
Dement	Hunt	Nettles	Windle

—84

And the bill:

H. 595. To regulate primary and general elections of Judges of The Court of General Sessions of Mobile County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Brooks	Edwards (Escambia)	Haltom
Adams (Jefferson)	Brown (Lamar)	Edwards (Jefferson)	Hanby
Adams (Tallapoosa)	Brown (Lee)	Ferrell	Hardy
Albea	Burkhalter	Franklin	Hare
Ashworth	Cornett	Gilchrist	Harrison
Bassett	Crook	Gilmer	Harvey
Boyd	Davis	Gist	Hodges
Bradford	Dawkins	Goodwyn	Holliman
Brannan	deGraffenried	Gregory	Hunt
Branyon	Dement	Grouby	Jenkins
Brassell	DeSear	Hall	Johnson (Elmore)

Johnson (Tallapoosa)	McClendon (Chambers)	Payne	Solomon
Kelly	McKay	Perry	Speaks
Kendall	McLendon (Bullock)	Pirkle	Steagall
Kirkham	McNider	Pruitt	Stembridge
Lackey	Martin	Ramey	Summerlin
Lee (Barbour)	Mathews	Reynolds	Thomas
Lee (Lawrence)	Merrill	Roberts	Tyson
Locke (Choctaw)	Money	Selman	Vacca
Locke (Perry)	Nettles	Shumate	Ward
Love	Oakley	Simon	Windle

—84

And the bill:

H. 596. To regulate further costs and charges of courts in Mobile County, prohibiting any court in Mobile County from taxing as costs in any proceeding held therein any mileage fee or other such travel allowance provided sheriffs under general law for personal service of a summons or other process.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Ferrell	Kelly	Pirkle
Ashworth	Franklin	Kendall	Pruitt
Bassett	Gilchrist	Kirkham	Ramey
Boyd	Gilmer	Lackey	Reynolds
Bradford	Gist	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Selman
Branyon	Gregory	Locke (Choctaw)	Shumate
Brassell	Grouby	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Cornett	Hare	McNider	Summerlin
Crook	Harrison	Martin	Thomas
Davis	Harvey	Mathews	Tyson
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Ward
Dement	Hunt	Nettles	Windle

—84

And the bill:

H. 597. For the relief of Joseph L. Morrison, by the payment to him of the sum of \$250.00 to enable him to pay the expense or cost to him of the services of a private physician in the treatment of him for injuries sustained on or about December 10, 1954 while in the employ of Mobile County and then and there engaged in the line and scope of his employment with Mobile County; to provide that said sum shall be payable by Mobile County from its General Funds and that this act shall be effective immediately upon its becoming a law.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Ferrell	Kelly	Pirkle
Ashworth	Franklin	Kendall	Pruitt
Bassett	Gilchrist	Kirkham	Ramey
Boyd	Gilmer	Lackey	Reynolds
Bradford	Gist	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Selman
Branyon	Gregory	Locke (Choctaw)	Shumate
Brassell	Grouby	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Cornett	Hare	McNider	Summerlin
Crook	Harrison	Martin	Thomas
Davis	Harvey	Mathews	Tyson
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Ward
Dement	Hunt	Nettles	Windle

—84

And the bill:

H. 596. To provide for the appointment of bailiffs by the judges of the Court of General Sessions of Mobile County, to fix their compensation and to provide for the payment thereof.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Ferrell	Kelly	Pirkle
Ashworth	Franklin	Kendall	Pruitt
Bassett	Gilchrist	Kirkham	Ramey
Boyd	Gilmer	Lackey	Reynolds
Bradford	Gist	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Selman
Branyon	Gregory	Locke (Choctaw)	Shumate
Brassell	Grouby	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Cornett	Hare	McNider	Summerlin
Crook	Harrison	Martin	Thomas
Davis	Harvey	Mathews	Tyson
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Ward
Dement	Hunt	Nettles	Windle

—84

And the bill:

H. 623. To authorize the governing body of any city or town in any county in Alabama, having a population of more than 225,000 but not more than 500,000 inhabitants according to the last or any subsequent federal decennial census, to abandon certain parks, and providing for the vesting of title to the lands forming such park after such abandonment.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Ferrell	Kelly	Pirkle
Ashworth	Franklin	Kendall	Pruitt
Bassett	Gilchrist	Kirkham	Ramey
Boyd	Gilmer	Lackey	Reynolds
Bradford	Gist	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Selman
Branyon	Gregory	Locke (Choctaw)	Shumate
Brassell	Grouby	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Cornett	Hare	McNider	Summerlin
Crook	Harrison	Martin	Thomas
Davis	Harvey	Mathews	Tyson
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Ward
Dement	Hunt	Nettles	Windle

—84

And the bill:

H. 639. Relating to Mobile County: To fix the compensation of the register of the circuit court of Mobile County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Crook	Hall	Lackey
Adams (Jefferson)	Davis	Haltom	Lee (Barbour)
Adams (Tallapoosa)	Dawkins	Hanby	Lee (Lawrence)
Albea	deGraffenried	Hardy	Locke (Choctaw)
Ashworth	Dement	Hare	Locke (Perry)
Bassett	DeSear	Harrison	Love
Boyd	Edwards (Escambia)	Harvey	McClendon (Chambers)
Bradford	Edwards (Jefferson)	Hodges	McKay
Brannan	Ferrell	Holliman	McLendon (Bullock)
Branyon	Franklin	Hunt	McNider
Brassell	Gilchrist	Jenkins	Martin
Brooks	Gilmer	Johnson (Elmore)	Mathews
Brown (Lamar)	Gist	Johnson (Tallapoosa)	Merrill
Brown (Lee)	Goodwyn	Kelly	Money
Burkhalter	Gregory	Kendall	Nettles
Cornett	Grouby	Kirkham	Oakley

Payne	Reynolds	Solomon	Thomas
Perry	Roberts	Speaks	Tyson
Pirkle	Selman	Steagall	Vacca
Pruitt	Shumate	Stembridge	Ward
Ramey	Simon	Summerlin	Windle

—84

And the bill:

H. 642. Relating to Mobile County: To fix the compensation of the clerk of the circuit court of Mobile County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Ferrell	Kelly	Pirkle
Ashworth	Franklin	Kendall	Pruitt
Bassett	Gilchrist	Kirkham	Ramey
Boyd	Gilmer	Lackey	Reynolds
Bradford	Gist	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Selman
Branyon	Gregory	Locke (Choctaw)	Shumate
Brassell	Grouby	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Cornett	Hare	McNider	Summerlin
Crook	Harrison	Martin	Thomas
Davis	Harvey	Mathews	Tyson
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Ward
Dement	Hunt	Nettles	Windle

—84

And the bill:

H. 665. To prescribe a rule of procedure in the circuit court of any county in the Twenty-fifth Judicial Circuit of Alabama relative to the joinder of necessary parties.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Brassell	Dement	Gregory
Adams (Jefferson)	Brooks	DeSear	Grouby
Adams (Tallapoosa)	Brown (Lamar)	Edwards (Escambia)	Hall
Albea	Brown (Lee)	Edwards (Jefferson)	Haltom
Ashworth	Burkhalter	Ferrell	Hanby
Bassett	Cornett	Franklin	Hardy
Boyd	Crook	Gilchrist	Hare
Bradford	Davis	Gilmer	Harrison
Brannan	Dawkins	Gist	Harvey
Branyon	deGraffenried	Goodwyn	Hodges

Holliman	Locke (Choctaw)	Nettles	Simon
Hunt	Locke (Perry)	Oakley	Solomon
Jenkins	Love	Payne	Speaks
Johnson (Elmore)	McClendon (Chambers)	Perry	Steagall
Johnson (Tallapoosa)	McKay	Pirkle	Stembridge
Kelly	McLendon (Bullock)	Pruitt	Summerlin
Kendall	McNider	Ramey	Thomas
Kirkham	Martin	Reynolds	Tyson
Lackey	Mathews	Roberts	Vacca
Lee (Barbour)	Merrill	Selman	Ward
Lee (Lawrence)	Money	Shumate	Windle

—84

And the bill:

H. 666. To fix the supplemental salary of the Deputy Circuit Solicitors of the Fifteenth Judicial Circuit of Alabama to provide that said supplemental salaries shall be paid out of the general fund of Montgomery County, Alabama, and to provide when said act shall go into effect.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Ferrell	Kelly	Pirkle
Ashworth	Franklin	Kendall	Pruitt
Bassett	Gilchrist	Kirkham	Ramey
Boyd	Gilmer	Lackey	Reynolds
Bradford	Gist	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Selman
Branyon	Gregory	Locke (Choctaw)	Shumate
Brassell	Grouby	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Cornett	Hare	McNider	Summerlin
Crook	Harrison	Martin	Thomas
Davis	Harvey	Mathews	Tyson
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Ward
Dement	Hunt	Nettles	Windle

—84

And the bill:

H. 667. To amend Section 1 of Act No. 403, S. 504, approved August 15, 1951 (Acts of Alabama, 1951, p. 725), which authorizes all cities in the State of Alabama having a population exceeding 78,000 and not exceeding 125,000 inhabitants to enact ordinances to establish and maintain a general system of pensions and retirements for the benefit of their employees.

Was taken up.

Messrs. Goodwyn, Dawkins, Hall and Nolen offered the following substitute for the bill, H. 667:

A BILL  
TO BE ENTITLED  
AN ACT

To amend Section 1 of Act No. 403, S. 504, approved August 15, 1951 (Acts of Alabama, 1951, p. 725 ), which authorizes all cities in the State of Alabama having a population exceeding 78,000 and not exceeding 125,000 inhabitants to enact ordinances to establish and maintain a general system of pensions and retirements for the benefit of their employees.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 403, S. 504, approved August 15, 1951 (Acts of Alabama, 1951, p. 725), is amended to read:

"Section 1. This Act shall apply to and have application in all cities in the State of Alabama having a population exceeding 78,000 and not exceeding 125,000 inhabitants according to the 1950 or any succeeding regular decennial Federal Census or which shall hereafter have such population according to any federal decennial census that may hereafter be taken and shall not apply to, or have application in, any other city. Any such city may enact ordinances to establish and maintain a general system of pensions and retirements, which may include allowances payable on retirement for age or disability, or benefits on separation from service, with necessary classification and terms of admission; and to provide that upon the establishment of any system of pensions and retirements the hereinafter named employees theretofore or thereafter appointed shall be eligible, subject to such exemptions, limitations and restrictions as may be deemed expedient to admission to such pension or retirement system. Said general system of pensions and retirements shall be for the benefit of such city's regular employees and the regular employees of any Board or Commission and any person or persons employed by such city and performing the duties of a regular employee in the service of the city and whose compensation is computed on a per diem basis shall be considered a regular employee in the service of the city, and the time during which such employee is or has been employed on a per diem basis shall be considered continuous and such employee shall be given credit for being an employee in the service of the city during the entire period of time that he or she has been available for service on a per diem basis and his or her employment shall, for the purpose of computing his or her length of service, be treated as though said employee has been a permanent and regular employee of the City for the entire period for which he or she has been on call or serving and performing his or her duties as a regular employee in the service of the city notwithstanding the fact that his or her compensation or salary was computed on a per diem basis. It is the intention here to provide that an employee who performs the duties of a regular employee in the service of the city, although his or her compensation is computed on a per diem basis, shall have his or her length of service in employment computed and counted for the entire period for which said employee has been engaged and on call and available for continuous service. Such ordinance shall prescribe the manner in which the system may be conducted and its funds collected and disbursed."

Section 2. That if any section, paragraph, sentence, clause, provision or portion of this Act be held unconstitutional or invalid, it shall not affect any other section, paragraph, sentence, clause, provision or portion of this Act, not in and of itself unconstitutional or invalid.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.



And the substitute was adopted.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Ferrell	Kelly	Pirkle
Ashworth	Franklin	Kendall	Pruitt
Bassett	Gilchrist	Kirkham	Ramey
Boyd	Gilmer	Lackey	Reynolds
Bradford	Gist	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Selman
Branyon	Gregory	Locke (Choctaw)	Shumate
Brassell	Grouby	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Cornett	Hare	McNider	Summerlin
Crook	Harrison	Martin	Thomas
Davis	Harvey	Mathews	Tyson
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Ward
Dement	Hunt	Nettles	Windle

—84

And said bill, H. 667, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Ferrell	Kelly	Pirkle
Ashworth	Franklin	Kendall	Pruitt
Bassett	Gilchrist	Kirkham	Ramey
Boyd	Gilmer	Lackey	Reynolds
Bradford	Gist	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Selman
Branyon	Gregory	Locke (Choctaw)	Shumate
Brassell	Grouby	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Cornett	Hare	McNider	Summerlin
Crook	Harrison	Martin	Thomas
Davis	Harvey	Mathews	Tyson
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Ward
Dement	Hunt	Nettles	Windle

—84

And the bill:

H. 668. Further regulating the terms of service and compensation of the members of boards of equalization in counties having a population

of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Ferrell	Kelly	Pirkle
Ashworth	Franklin	Kendall	Fruitt
Bassett	Gilchrist	Kirkham	Ramey
Boyd	Gilmer	Lackey	Reynolds
Bradford	Gist	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Selman
Branyon	Gregory	Locke (Choctaw)	Shumate
Brassell	Grouby	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Cornett	Hare	McNider	Summerlin
Crook	Harrison	Martin	Thomas
Davis	Harvey	Mathews	Tyson
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Ward
Dement	Hunt	Nettles	Windle

—84

And the bill:

H. 673. To abolish the City Court of Jasper established by an Act approved March 29th, 1911, and to create and establish in lieu thereof, and in lieu of all justices of the peace and notaries public with powers of justices of the peace, in Precinct One of Walker County, an inferior court to be known as the Court of Common Pleas of Walker County; defining the jurisdiction and powers of said Court and the Judge thereof; providing for officers of said Court and for their compensation.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Burkhalter	Gist	Jenkins
Adams (Jefferson)	Cornett	Goodwyn	Johnson (Elmore)
Adams (Tallapoosa)	Crook	Gregory	Johnson (Tallapoosa)
Albea	Davis	Grouby	Kelly
Ashworth	Dawkins	Hall	Kendall
Bassett	deGraffenried	Haltom	Kirkham
Boyd	Dement	Hanby	Lackey
Bradford	DeSear	Hardy	Lee (Barbour)
Brannan	Edwards (Escambia)	Hare	Lee (Lawrence)
Branyon	Edwards (Jefferson)	Harrison	Locke (Choctaw)
Brassell	Ferrell	Harvey	Locke (Perry)
Brooks	Franklin	Hodges	Love
Brown (Lamar)	Gilchrist	Holliman	McClendon (Chambers)
Brown (Lee)	Gilmer	Hunt	McKay

McLendon (Bullock)	Oakley	Roberts	Stembridge
McNider	Payne	Selman	Summerlin
Martin	Perry	Shumate	Thomas
Mathews	Pirkle	Simon	Tyson
Merrill	Pruitt	Solomon	Vacca
Money	Ramey	Speaks	Ward
Nettles	Reynolds	Steagall	Windle

—84

And the bill:

H. 674. Relating to Walker County: To authorize the City of Jasper to convey certain property to Walker College, Incorporated.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Ferrell	Kelly	Pirkle
Ashworth	Franklin	Kendall	Pruitt
Bassett	Gilchrist	Kirkham	Ramey
Boyd	Gilmer	Lackey	Reynolds
Bradford	Gist	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Selman
Branyon	Gregory	Locke (Choclaw)	Shumate
Brassell	Grouby	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Cornett	Hare	McNider	Summerlin
Crook	Harrison	Martin	Thomas
Davis	Harvey	Mathews	Tyson
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Ward
Dement	Hunt	Nettles	Windle

—84

And the bill:

S. 171. To create and provide for the Water Works and Sewer Board of the City of Prichard (hereinafter referred to as the Board) a special fund to be known as "The Water Works and Sewer Board Employees' Pension and Relief Fund"; to provide for the setting apart of such funds; to create a pension and relief system applicable to all permanent employees of such Board; to provide for the creation of such fund and for appropriation from the Board to make up any deficit therein; to provide how such funds shall be raised, acquired or gathered; to provide for the placement and handling of such funds; to provide for the hearing and determination of applications for pensions and relief hereunder, and for the drawing of warrants against said fund; to provide against such funds being subject to garnishment or levy or sale under execution or otherwise; to provide payments for disabled employees of the various departments of such Board during the term of such disability, and for the retirement of such members or employees on said pension whether by reason of term of office or disability; to provide for the appropriation for funeral expenses upon the death of any employee of the Board; to provide for the examination by proper authorities

of such members or employees in case of sickness or disability; to provide for gifts, donations, legacies to such fund and for the appointment of Trustees and for the creation of a Board of Pensions for all purposes in connection herewith. To provide penalties for the violation of the provisions of this act; and provide an effective date for this act; and to provide that the invalidity or unconstitutionality of any acts, provisions or other portion of this act shall not affect the validity of any other section, provision or other portion hereof.

Was read a third time at length and passed.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Oakley
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Albea	Ferrell	Kelly	Pirkle
Ashworth	Franklin	Kendall	Pruitt
Bassett	Gilchrist	Kirkham	Ramey
Boyd	Gilmer	Lackey	Reynolds
Bradford	Gist	Lee (Barbour)	Roberts
Brannan	Goodwyn	Lee (Lawrence)	Selman
Branyon	Gregory	Locke (Choctaw)	Shumate
Brassell	Grouby	Locke (Perry)	Simon
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Brown (Lee)	Hanby	McKay	Steagall
Burkhalter	Hardy	McLendon (Bullock)	Stembridge
Cornett	Hare	McNider	Summerlin
Crook	Harrison	Martin	Thomas
Davis	Harvey	Mathews	Tyson
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Ward
Dement	Hunt	Nettles	Windle

—84

And the bill:

S. 301. To prohibit the hunting of wild deer with a rifle or carbine in the County of Colbert, and prescribing the penalty for such offense.

Was read a third time at length and passed.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Cornett	Gregory	Kelly
Adams (Jefferson)	Crook	Grouby	Kendall
Adams (Tallapoosa)	Davis	Hall	Kirkham
Albea	Dawkins	Haltom	Lackey
Ashworth	deGraffenried	Hanby	Lee (Barbour)
Bassett	Dement	Hardy	Lee (Lawrence)
Boyd	DeSear	Hare	Locke (Choctaw)
Bradford	Edwards (Escambia)	Harrison	Locke (Perry)
Brannan	Edwards (Jefferson)	Harvey	Love
Branyon	Ferrell	Hodges	McClendon (Chambers)
Brassell	Franklin	Holliman	McKay
Brooks	Gilchrist	Hunt	McLendon (Bullock)
Brown (Lamar)	Gilmer	Jenkins	McNider
Brown (Lee)	Gist	Johnson (Elmore)	Martin
Burkhalter	Goodwyn	Johnson (Tallapoosa)	Mathews

Merrill	Pirkle	Shumate	Summerlin
Money	Pruitt	Simon	Thomas
Nettles	Ramey	Solomon	Tyson
Oakley	Reynolds	Speaks	Vacca
Payne	Roberts	Steagall	Ward
Perry	Selman	Stembridge	Windle

—84

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Martin to suspend the rules in order to take up for immediate consideration the third reading of the bill, S. 73, was lost.

Yeas 41; Nays 27.

Yeas:

Mr. Speaker	Davis	Hare	Nice
Adams (Jefferson)	Dawkins	Harrison	Payne
Adams (Tallapoosa)	deGraffenried	Hodges	Perry
Bassett	Edwards (Escambia)	Huddleston	Ramey
Bradford	Edwards (Jefferson)	Kendall	Rodgers
Branyon	Gilchrist	Lackey	Selman
Brassell	Gist	Lee (Barbour)	Shumate
Broadfoot	Gregory	Lee (Lawrence)	Speaks
Brown (Lamar)	Hall	McKay	Stembridge
Brown (Lee)	Haltom	Martin	Vacca
Callahan			

—41

Nays:

Messrs.:	DeSear	Jenkins	Nettles
Albea	Ferrell	Johnson (Elmore)	Oakley
Ashworth	Gilmer	Kirkham	Richardson
Boyd	Grouby	Love	Steagall
Brooks	Hardy	McLendon (Bullock)	Summerlin
Burkhalter	Holliman	Merrill	Thomas
Crook	Hunt	Money	Ward

—27

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Hunt to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 561, was adopted.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Burkhalter	Grouby	Lackey
Adams (Jefferson)	Callahan	Hall	Lee (Barbour)
Adams (Tallapoosa)	Crook	Haltom	Lee (Lawrence)
Albea	Davis	Hardy	Locke (Perry)
Ashworth	deGraffenried	Hare	Love
Bassett	Dement	Harrison	McClendon (Chambers)
Boyd	DeSear	Harvey	McKay
Bradford	Edwards (Escambia)	Hodges	McLendon (Bullock)
Branyon	Edwards (Jefferson)	Holliman	McNider
Brassell	Ferrell	Huddleston	Martin
Broadfoot	Franklin	Jenkins	Merrill
Brooks	Gilchrist	Johnson (Elmore)	Money
Brown (Lamar)	Gilmer	Kendall	Nettles
Brown (Lee)	Gist	Kirkham	Nice

Yeas:

Oakley	Rodgers	Speaks	Tyson
Perry	Selman	Steagall	Vacca
Pruitt	Shumate	Stembridge	Ward
Ramey	Solomon	Thomas	Windle
Reynolds			

—73

And the bill:

H. 561. To validate, in certain cases, industrial development boards attempted to be organized under the provisions of Act No. 648 adopted at the 1949 Regular Session of the Legislature of Alabama, as amended, and invalid because of any irregularity in the procedure of incorporation.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 78; Nays 0.

Mr. Speaker	Edwards (Escambia)	Johnson (Tallapoosa)	Pirkle
Adams (Jefferson)	Edwards (Jefferson)	Kendall	Pruitt
Adams (Tallapoosa)	Ferrell	Kirkham	Ramey
Albea	Franklin	Lackey	Reynolds
Ashworth	Gilchrist	Lee (Barbour)	Richardson
Bassett	Gilmer	Lee (Lawrence)	Roberts
Boyd	Gist	Love	Rodgers
Bradford	Gregory	McClendon (Chambers)	Selman
Brannon	Grouby	McKay	Shumate
Brassell	Hall	McLendon (Wilcox)	Solomon
Broadfoot	Haltom	McNider	Speaks
Brooks	Hardy	Martin	Steagall
Brown (Lamar)	Hare	Mathews	Stembridge
Brown (Lee)	Harrison	Merrill	Summerlin
Burkhalter	Harvey	Money	Thomas
Callahan	Hodges	Nettles	Tyson
Cornett	Holliman	Oakley	Vacca
Crook	Huddleston	Payne	Ward
deGraffenried	Jenkins	Perry	Windle
Dement	Johnson (Elmore)		

—78

## RESOLUTION

The following resolution was introduced.

By Mr. Davis:

H. R. 60. Be it resolved by the House of Representatives, that Messrs. Joe Dawkins, Fuller Kimbrell, Melvin Dawkins, Bill Drinkard, and James Brannon be commended for the fine party given July 10th for the members of the House and other guests.

Be it further resolved that our special thanks and commendation go forth to the employees of the Conservation Department, A. B. C. Department and any other who so ably dispensed the wonderful sea food.

On motion of Mr. Davis the rules were suspended and H. R. 60 was adopted.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Albea	Boyd	Brassell
Adams (Jefferson)	Ashworth	Bradford	Broadfoot
Adams (Tallapoosa)	Bassett	Brannon	Brooks

Brown (Lamar)	Hare	Love	Reynolds
Burkhalter	Harvey	McClendon (Chambers)	Richardson
Callahan	Hodges	McKay	Roberts
Cornett	Holliman	McLendon (Bullock)	Rodgers
Davis	Huddleston	McNider	Selman
Dement	Hurt	Martin	Shumate
Edwards (Escambia)	Jenkins	Mathews	Solomon
Edwards (Jefferson)	Johnson (Elmore)	Merrill	Speaks
Ferrell	Johnson (Tallapoosa)	Money	Steagall
Franklin	Kelly	Nice	Stembridge
Gilchrist	Kendall	Payne	Summerlin
Gilmer	Kirkham	Perry	Thomas
Grouby	Lackey	Pirkle	Tyson
Hall	Lee (Barbour)	Pruitt	Vacca
Haltom	Lee (Lawrence)	Ramey	Windle
Hardy			

—73

### BILLS ON THIRD READING RESUMED MOTION TO SUSPEND RULES LOST

The motion of Mr. Adams (Jefferson) to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 264, was lost.

Yeas 54; Nays 21.

#### Yeas:

Mr. Speaker	Dement	Hodges	Nice
Adams (Jefferson)	Edwards (Escambia)	Huddleston	Perry
Adams (Tallapoosa)	Edwards (Jefferson)	Hunt	Ramey
Albea	Ferrell	Johnson (Tallapoosa)	Reynolds
Bassett	Franklin	Kelly	Rodgers
Boyd	Gilchrist	Kendall	Selman
Brannan	Gist	Lackey	Shumate
Branyon	Gregory	Lee (Barbour)	Speaks
Brassell	Hall	Lee (Lawrence)	Steagall
Broadfoot	Haltom	McClendon (Chambers)	Stembridge
Callahan	Hanby	Martin	Thomas
Cornett	Hare	Mathews	Tyson
Davis	Harrison	Nettles	Vacca
Dawkins	Harvey		

—54

#### Nays:

Messrs.:	Crook	Law	Payne
Ashworth	DeSear	McKay	Pirkle
Bradford	Grouby	McNider	Richardson
Brooks	Hardy	Merrill	Summerlin
Brown (Lamar)	Johnson (Elmore)	Oakley	Windle
Burkhalter	Kirkham		

—21

### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Haltom to suspend the rules in order to take up for immediate consideration the third reading of the bills, H. 252 and H. 253, was adopted.

Yeas 72; Nays 0.

#### Yeas:

Mr. Speaker	Ashworth	Bradford	Brassell
Adams (Tallapoosa)	Bassett	Brannan	Broadfoot
Albea	Boyd	Branyon	Brooks

Brown (Lamar)	Hall	Lee (Lawrence)	Ramey
Burkhalter	Haltom	Love	Reynolds
Cornett	Hanby	McClendon (Chambers)	Richardson
Davis	Harrison	McKay	Selman
deGraffenried	Harvey	McNider	Shumate
Dement	Hodges	Martin	Solomon
DeSear	Huddleston	Mathews	Speaks
Edwards (Escambia)	Hunt	Merrill	Steagall
Edwards (Jefferson)	Johnson (Elmore)	Money	Stembridge
Ferrell	Johnson (Tallapoosa)	Nettles	Summerlin
Franklin	Kendall	Nice	Thomas
Gilchrist	Kirkham	Payne	Tyson
Gist	Lackey	Perry	Vacca
Gregory	Law	Pirkle	Ward
Grouby	Lee (Barbour)	Pruitt	Windle

—72

And the bill:

H. 252. To propose and to provide for the submission of an amendment to the Constitution of Alabama authorizing the State to engage in works of internal improvement along navigable waterways within the State by way of docks and other facilities, in aid of commerce and use of waterways of the State, and authorizing the State to become indebted for not exceeding \$10,000,000 aggregate principal indebtedness in connection therewith and authorizing pledge of the faith and credit of the State to secure the repayment of such indebtedness and interest thereon.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Dement	Holliman	Nice
Adams (Jefferson)	DeSear	Huddleston	Payne
Adams (Tallapoosa)	Edwards (Escambia)	Hunt	Perry
Albee	Edwards (Jefferson)	Johnson (Elmore)	Pruitt
Ashworth	Ferrell	Johnson (Tallapoosa)	Ramey
Bassett	Franklin	Kendall	Reynolds
Boyd	Gilchrist	Kirkham	Richardson
Bradford	Gilmer	Lackey	Selman
Brannan	Gist	Lee (Barbour)	Shumate
Branyon	Goodwyn	Lee (Lawrence)	Solomon
Brassell	Gregory	Love	Speaks
Broadfoot	Grouby	McClendon (Chambers)	Steagall
Brooks	Hall	McKay	Stembridge
Brown (Lamar)	Haltom	McNider	Summerlin
Burkhalter	Hanby	Martin	Thomas
Callahan	Hardy	Mathews	Tyson
Cornett	Hare	Merrill	Vacca
Davis	Harrison	Money	Ward
Dawkins	Harvey	Nettles	Windle
deGraffenried	Hodges		

—78

And the bill:

H. 253. To provide for development by the State of Alabama, through the Alabama State Docks Department, of docks and facilities of every kind along navigable waterways of the State in aid of commerce and use of such waterways; to implement, when ratified, the provisions of a Constitutional Amendment submitted by the Legislature of Ala-



bama authorizing the State to engage in works of internal improvement by promoting, developing, constructing, maintaining and operating along navigable streams and waterways of Alabama all manner of docks and facilities of every kind, in aid of commerce and use of waterways of the State and authorizing the State to engage in such works at a cost of not exceeding \$10,000,000 and to incur indebtedness not exceeding in aggregate \$10,000,000 of principal indebtedness and authorizing the pledge of the faith and credit of the State to the payment of such indebtedness; to authorize the State to engage in such works of internal improvement; to designate the Alabama State Docks Department as the agency of the State to undertake, manage, operate and control such developments and improvements; to prescribe the powers, duties and authority of the Alabama State Docks Department in connection therewith and the authority of the Director of State Docks with regard thereto; to provide that the provisions of this Act shall be supplemental of and in addition to the provisions of any other laws relating to the Alabama State Docks Department; to authorize the State to become indebted to the extent of not exceeding \$10,000,000 of principal indebtedness to carry out the provisions of this Act; to provide for the issuance of direct general obligation bonds of the State for the repayment of such indebtedness and interest thereon; to prescribe in general the terms of such bonds and the method and manner of issuance thereof; to exempt the same from taxation; to provide for the payment of any indebtedness evidenced by bonds issued pursuant to this Act and to pledge the full faith and credit of the State to the payment of such indebtedness; to provide the use of funds obtained pursuant to the provisions of this Act; to provide for the acquisition and use of property under the terms of this Act and for exercise of the power of eminent domain with regard thereto; and to prescribe the powers, duties and responsibilities, in carrying out the purposes of this Act, of the Governor, the Alabama State Docks Department and the Director of State Docks and other officers of the State with regard to such development and use, the financing of such developments and use, the incurring of indebtedness by the State for such purpose and the method of repayment thereof, and the pledge of the general faith and credit of the State with regard thereto; to authorize the Alabama State Docks Department to fix reasonable rates of charges for services for use of facilities established pursuant to this Act and require others to charge in like manner for like services; and to provide an effective date of this Act.

Was taken up.

Mr. Haltom offered the following substitute for the bill, H. 253:

A BILL  
TO BE ENTITLED  
AN ACT

To provide for development by the State of Alabama, through the Alabama State Docks Department, of docks and facilities of every kind along navigable waterways of the State in aid of commerce and use of such waterways; to implement, when ratified, the provisions of a Constitutional Amendment submitted by the Legislature of Alabama authorizing the State to engage in works of internal improvement by promoting, developing, constructing, maintaining and operating along navigable streams and waterways of Alabama all manner of docks and facilities of every kind, in aid of commerce and use of waterways of the State and authorizing the State to engage in such works at a cost of not exceeding \$3,000,000 and to incur indebtedness not exceeding in aggregate \$3,000,000 of principal indebtedness and authorizing the pledge of the faith and credit of the State to the payment of such indebtedness; to authorize the State to engage in such works of internal improvement; to designate

the Alabama State Docks Department as the agency of the State to undertake, manage, operate and control such developments and improvements; to prescribe the powers, duties and authority of the Alabama State Docks Department in connection therewith and the authority of the Director of State Docks with regard thereto; to provide that the provisions of this Act shall be supplemental of and in addition to the provisions of any other laws relating to the Alabama State Docks Department; to authorize the State to become indebted to the extent of not exceeding \$3,000,000 of principal indebtedness to carry out the provisions of this Act; to provide for the issuance of direct general obligation bonds of the State for the repayment of such indebtedness and interest thereon; to prescribe in general the terms of such bonds and the method and manner of issuance thereof; to exempt the same and the interest thereon from taxation; to provide for the payment of any indebtedness evidenced by bonds issued pursuant to this Act and to pledge the full faith and credit of the State to the payment of such indebtedness; to provide the use of funds obtained pursuant to the provisions of this Act; to provide for the acquisition and use of property under the terms of this Act and for exercise of the power of eminent domain with regard thereto; and to prescribe the powers, duties and responsibilities, in carrying out the purposes of this Act, of the Governor, the Alabama State Docks Department and the Director of State Docks and other officers of the State with regard to such development and use, the financing of such developments and use, the incurring of indebtedness by the State for such purpose and the method of repayment thereof, and the pledge of the general faith and credit of the State with regard thereto; to authorize the Alabama State Docks Department to fix reasonable rates of charges for services for use of facilities established pursuant to this Act and to provide an effective date of this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. In addition to the authority granted to the State of Alabama by the provisions of Section 93 of the Constitution of Alabama as amended, and any other laws of this State, the State is hereby expressly authorized and empowered to engage in works of internal improvement by promoting, developing, constructing, maintaining and operating along navigable rivers, streams or waterways now or hereafter existing within this State, all manner of dock facilities, elevators, compresses, warehouses, water and rail terminals, and other structures and facilities and improvements of every kind needful for the convenient use of same, in aid of commerce and use of the waterways of this State, provided, however, that all such works, improvements and facilities shall always be and remain under the management and control of the Alabama State Docks Department. The Alabama State Docks Department shall be the agency of the State under which the State shall accomplish all the purposes of this Act and the acquisition, construction, maintenance and operation of all the improvements and facilities acquired or constructed or enlarged pursuant to the provisions of this Act.

Section 2. The entire cost to the State of engaging in the work or development authorized by this Act shall not exceed in aggregate the principal sum of \$3,000,000.

Section 3. Through the Alabama State Docks Department, the State, in engaging in the works of internal improvements authorized by this Act, shall have the power to acquire, purchase, install, lease, construct, own, hold, maintain, equip, control and operate along navigable rivers, streams or waterways and at river ports or landings along navigable rivers, streams or waterways now or hereafter existing within the State, wharves, piers, docks, quays, grain elevators, cotton com-

presses, warehouses, improvements and water and rail terminals and such structures and facilities as may be needful for convenient use of the same, in aid of commerce and use of navigable waterways of the State, to the fullest extent practical and as the State Docks Department shall deem desirable or proper. This authority shall include dredging of approaches to any facilities acquired, erected, maintained or operated pursuant to this Act; provided, however, that before the State Docks Department shall exercise the authority invested in it hereby, the Director of State Docks shall first submit plans, including estimates of cost, prepared by competent engineers or architects, and a survey made by competent independent and professional engineers showing the economic feasibility of exercising its authority, to the Governor for his approval or disapproval in reference thereto, and, as to dredging, the State Docks Director shall likewise confer with proper United States authorities; provided, the State Docks Department shall have no authority to condemn or acquire by exercise of the right of eminent domain any privately owned ports, terminals, docks or loading facilities located on any navigable river or stream except at the port of Mobile.

Section 4. All administration, supervision, authority and responsibility under this Act and operations conducted hereunder, vested in the Alabama State Docks Department, shall be in addition to all power, duties and authority conferred on such Department by Title 38 of the Code of Alabama as amended or conferred pursuant to Act No. 367 of the General Acts of Alabama of 1955, the intent of this Act being that the authority, powers, responsibilities and duties imposed by this Act shall be in addition to and supplemental of the powers, authority, responsibilities and duties conferred or imposed on said Department by any other laws of this State.

Section 5. There is hereby vested in the State Docks Department power of eminent domain in carrying out the provisions of this Act, which power shall apply not only as to all property of private persons and corporations, except as limited in Section 3 of this Act, but also as to property already devoted to public use; provided, however, that the State Docks Department shall have no authority to acquire without consent of the owner thereof by condemnation any property now operated and used for port purposes or such purposes as the State Docks Department is authorized to acquire and use property for, unless the necessity therefor be alleged and proved.

Section 6. In acquiring rights of way and property necessary for the construction of railroads and structures, including railroad crossings, wharves, piers, elevators, compresses, warehouses, improvements and riparian and littoral terminals and structures and convenient approaches thereto in furtherance of the purposes of this Act, the Alabama State Docks Department shall have the power to acquire same by gift, lease, purchase, negotiation or condemnation, and in condemning property, it may proceed in any manner authorized by the General Laws of the State for proceedings by any county, municipality or corporation organized under the laws of this State to acquire property by condemnation, subject to the restrictions contained in this Act.

Section 7. In any operations conducted under this Act, the State Docks Department may contract such current indebtedness as is necessarily incident to the progress of the work in accordance with the terms of this Act.

Section 8. In order to provide funds for the purposes herein authorized, the Governor is hereby empowered to execute, with the concurrence of the Director of State Docks, and to sell, the State's bonds in such amounts, not exceeding in the aggregate the sum of \$3,000,000 as may

be necessary for said purposes, all under and subject to the following provisions: Said bonds shall be appropriately designated as Inland Waterways Improvement Bonds of the State. The bonds may be issued from time to time in one or more series and the bonds of each series shall be payable in substantially equal annual installments of principal and interest at such times as may be designated by the State Docks Department with the approval of the Governor; provided, that the first installment of principal of the bonds of each series must mature not later than ten years from the date of such series and the last installment of principal of the bonds of any series must mature not later than fifty years from such date. Such bonds shall be in denominations of \$1,000 and multiples of \$1,000, the number of each denomination in each lot of bonds executed to be determined by the State Docks Department with the consent of the Governor. The bonds shall be signed in the name of the State by the Governor and the Great Seal of the State, or a facsimile thereof, shall be affixed thereto or engraved, lithographed or imprinted thereon and attested by the signature of the Secretary of State; provided, that the signature on any of the bonds of one but not of both of said officials may be a facsimile signature. The bonds may be in either bearer or registered form either as to principal or interest or both. The bonds may contain provisions for the call of such bonds prior to the maturity date as may be prescribed by the Director of State Docks. The bonds shall bear interest at such rate, not exceeding five per cent per annum, as may be determined by the Director of State Docks with the consent and approval of the Governor. The interest provided by the bonds shall be payable semiannually, interest on coupon bonds being evidenced by interest coupons attached thereto, each of which coupons shall be authenticated by the facsimile signature of the State Treasurer imprinted thereon. Any bonds bearing interest at five per cent per annum shall not be sold at less than par. Bonds bearing interest at less than five per cent per annum shall be sold at such prices that the cost to the State of Alabama, including annual interest and amortization, shall not exceed five per cent per annum. The State Treasurer shall keep a complete record of all bonds issued under authority of this Act. Bonds issued in coupon form may be exchanged for fully registered bonds or bonds registered as to principal only. Coupon bonds and registered bonds shall be interchangeable. Upon issuance of a coupon bond for a registered bond, all matured and unearned coupons on said bond shall be by the State Treasurer first clipped from said bond and then cancelled. The Governor is authorized to prescribe regulations for the registration of bonds and interchange of registered and coupon bonds and fix reasonable charges for registration of bonds. The Director of State Docks, with the approval of the Governor, and subject to the requirements of this Act, is authorized to prescribe the exact form in which bonds shall be issued and details as to terms. The State Treasurer shall keep a record of all registered bonds, including names and addresses of the respective holders thereof. Registered bonds may be transferred only by an appropriate change of registration in such manner and form as may be prescribed by the Director of State Docks and approved by the Governor. Interest on all registered bonds shall be payable by check or cash by the State Treasurer mailed to the address shown by the registration records. Interest on all coupon bonds and principal on all bonds shall be made payable in lawful currency of the United States at the State Treasury or such other place or places as may be selected and named by the Director of State Docks with the approval of the Governor. Said bonds shall be emitted and sold only when and as funds are needed for the carrying out and accomplishing of a particular improvement or plan which has been submitted to and approved by the Governor as herein provided, or for the payment of temporary loans and interest under the provisions of this Act. Each sale of bonds hereunder shall be for such amount as is reasonably

necessary to pay interest and temporary loans as herein provided and to cover the cost of carrying out the plan or plans theretofore submitted to and approved by the Governor, it being intended to so provide that the improvement and development will be accomplished in such units or installments as the Alabama State Docks Department, with the approval of the Governor, shall allot, and to further provide that the obligations of the State hereby authorized shall be emitted only when necessary to supply the funds required for said purposes. The act of the State Docks Department and the Governor in offering any bonds for sale shall be conclusive evidence that the funds to be derived from the bond proceeds are actually needed at the time for the purposes for which bonds are herein authorized to be issued and that the proceeds of such bonds are intended only for the work of internal improvement in promoting, developing, constructing, maintaining and operating facilities along inland waterways of the State of Alabama pursuant to the provisions of the Act or for payment of temporary loans and interest pursuant to the provisions of this Act. Each issue of bonds shall be designated by a distinctive serial number, letter, or other designation. Proceeds of all of said bonds issued and sold under the provisions hereof shall be paid into the State Treasury and kept by the State Treasurer in a separate account and in a separate fund and paid over to the Secretary-Treasurer of the State Docks Department from time to time in such amounts as shall be directed by the Governor as in his judgment the purposes of this Act may require, and the money so paid over to the Secretary-Treasurer of the State Docks Department shall be held and used only for the accomplishment of the purposes of this Act. The State, at the request of the State Docks Department and on approval by the Governor, may borrow from time to time such sums of money as the Governor may find to be immediately necessary in the general operation of facilities acquired pursuant to this Act or in making the developments or improvements hereby authorized or for payment of interest on outstanding bonds or other indebtedness lawfully incurred; and the State Docks Department, subject to the approval of the Governor and acting by and under the Director and Secretary-Treasurer, is hereby empowered to execute notes or like obligations of the State in its own name for all such sums so borrowed. No loans thus obtained shall be for more than six months or bear interest at a greater rate than six per cent per annum, but they may be renewed from time to time as may be necessary. The proceeds of all loans so obtained shall be paid to the Secretary-Treasurer of the State Docks Department and be held and used only for the accomplishment of the purposes of this Act. All temporary loans so obtained shall be repaid from and out of the proceeds of the next sale of bonds hereby authorized or other funds in the hands of the State Docks Department which may be available. At no time shall the amount of outstanding obligations of the State issued hereunder, including bonds, notes or other evidences of debt, exceed in the aggregate \$3,000,000. The Secretary-Treasurer of the State Docks Department shall deposit such funds as are received by him as Secretary-Treasurer from time to time in such bank or banks as may be designated by the State Docks Department and approved by the Governor. The State Docks Department shall require that any bank or banks receiving such deposits shall secure the same by deposit of Inland Waterway Improvement Bonds authorized by this Act or by State Bonds of the State of Alabama, or United States Government securities. The State Docks Department and the Governor shall, if possible, require interest to be paid on such deposits carried in any bank or banks. The aggregate principal of all temporary loans made under the provisions of the Act and outstanding at any one time shall not exceed \$200,000.

Section 9. The proceeds of the handling and operation of improvements and facilities constructed pursuant to this Act shall be applied as

follows: All expenses of carrying out the purposes of this Act shall be paid from said proceeds. Not less than thirty days before each semi-annual date upon which interest matures on the bonds hereby authorized, or any installment of principal matures, the Secretary-Treasurer of the State Docks Department shall pay to the State Treasury from receipts of facilities constructed pursuant to this Act an amount sufficient to cover such installment of interest or principal, and therefrom the State Treasurer shall pay such interest or principal. If the receipts of the State Docks Department from facilities constructed pursuant to this Act be insufficient to cover any expenses herein provided for or any installment of interest or principal, the deficiency may be paid from the proceeds of any sale of bonds hereby authorized, provided such use of the said proceeds shall be limited to the payment of expenses and interest on bonds for only the first three years after the completion and putting into operation of the unit or units or improvement or improvements acquired with the proceeds of such bonds, or the amount necessary for the payment of such interest may be obtained from temporary loans negotiated therefor as hereinbefore authorized. It is intended to so provide that all of the revenues and income arising from operations authorized by this Act and from all property acquired under the provisions of this Act shall be devoted to the payment of expenses of such operation, to the payment of interest upon the bonds issued pursuant to this Act, and other payment of principal of such bonds as they respectively mature, thus relieving other revenues of the State Docks Department, or other revenues of the State, from any burden in that behalf unless the aforesaid income be insufficient for the purposes mentioned. The State Docks Department may retain from the monies coming into its hands from any facility obtained pursuant to this Act such amounts as may be reasonably required for operating capital for facilities and improvements constructed pursuant to this Act, and all amounts so retained shall be deemed to be an operating expense within the meaning of this Act.

Section 10. Immediately upon the completion of each unit of development along its inland waterway system acquired or erected pursuant to this Act, the Director of the Alabama State Docks Department shall ascertain the cost of such unit, which cost shall be entered in the accounts kept by the State Docks Department as a charge against capital account for that unit. After the first twelve months from the completion of each unit pursuant to this Act, one-half of one per cent of the cost thereof, not exceeding one-half of the gross income thereof during each month, shall at the end of the month be credited to an account designated "sinking fund" and shall be used from time to time only for the purpose of paying interest charges and of retiring, by repurchase, bonds issued pursuant to this Act at not more than par or by paying them off as the same mature, until all bonds issued pursuant to this Act shall have been retired; provided, however, that whenever the sinking fund thus created shall exceed the bonds outstanding plus interest charges maturing within the next twenty-four months, then the surplus shall be available for use in future development and improvements pursuant to this Act.

Section 11. For the payment of both the principal and interest of all bonds issued under the authority of this Act according to their tenor, the full faith and credit of the State of Alabama is hereby pledged. If the funds supplied by the Alabama State Docks Department to the State Treasurer from the sources prescribed by this Act be insufficient to fully pay at maturity any installment of interest on said bonds or to pay at maturity the principal of said bonds, then the deficiency shall be paid by the State Treasurer from any funds in the State Treasury not otherwise appropriated.

Section 12. In order to enable the operations established under this Act to earn funds to pay operating expenses and interest on the bonds and to create a sinking fund for the retirement of the bonds, the said Alabama State Docks Department shall have the right and power to fix from time to time reasonable rates of charges for services to all persons using said facilities.

Section 13. The State Docks Department shall make to each regular session of the Legislature a report showing the indebtedness of the State created under this Act, the property acquired, the facilities owned, the results of the operation, and such other information as may be necessary to fully advise the Legislature of the status and progress of the improvement and development hereby authorized.

Section 14. The Governor and the State Docks Department, respectively, are hereby directed and required to exercise the power and authority by this Act conferred upon them, respectively, to whatever extent is necessary to the accomplishment of the improvement and development hereby authorized. Any approval or consent by the Governor required by this Act shall be sufficiently evidenced by a certificate to that effect signed by the Governor and filed in the office of the State Treasurer, and approval or consent by the State Docks Department shall be sufficiently shown by a certificate signed by the Director of State Docks and attested by the Secretary-Treasurer of the Alabama State Docks Department and filed in the office of the State Treasurer.

Section 15. No indebtedness heretofore incurred by the Alabama State Docks Department shall be paid out of any of the funds received by the Department pursuant to this Act.

Section 16. Any license heretofore granted by the State of Alabama, either expressly or by implication, permitting the upland owner to occupy any part of the space between the high water mark and the low water mark of any navigable waterway of this State or along the banks of any river, stream or waterway now or hereafter along the waterway of this State, may be revoked by the State Docks Department whenever the Department shall determine to make use of such property for purposes contemplated by this Act or may be suspended pending investigation and decision as to whether such use shall be made; provided however, that when such property has been or shall have been already improved by the upland owner, his license to maintain the improvement and to exercise such control thereover as may be conferred upon him by a license from the State shall not be revoked or suspended otherwise than by exercise of eminent domain as long as such owner shall occupy such property with improvements appropriate to and devoted to the use of such property as a facility to commerce as contemplated by the license. Whenever the State Docks Department shall determine that any part of the property of the State is being occupied under a license from the State, but that the improvements thereon are not being so maintained and used as facilities to commerce as reasonably to serve the purpose for which the license was granted, and it is desirable that this land should be improved by the State Docks Department, then the State Docks Department may call upon such owner of the improvements to put the same in such condition as reasonably to serve as such facilities to commerce within the purpose of the license under which they were erected. If the owner shall fail to comply with such request within a reasonable time, then the State Docks Department may file a bill in the Circuit Court of the Circuit in which the land is situated for the cancellation of such license. If, upon final hearing, it shall be determined by the Court that said property is being occupied in violation of the intent and purpose of the license, then the Court shall by its decree cancel the same, and the State Docks Department shall be

entitled to proceed with the improvement thereof, provided the use of such improvement by the upland owner shall in no event be disturbed until the State Docks Department is ready to begin the improvement of the land so occupied thereby under the terms of this Act.

Section 17. Any bonds issued pursuant to the authority of this Act and the interest thereon shall be exempt from all taxation by the State of Alabama or any political subdivision thereof.

Section 18. If any clause, phrase, sentence, paragraph, section, subsection, subdivision, or portion of this Act shall be held and declared to be unconstitutional or invalid for any cause, such declaration of invalidity shall not affect the remaining portions of this Act, but the same shall, to the contrary, remain in full force and effect as to all parts and portions thereof not declared invalid, the Legislature hereby expressly declaring that it would have passed and enacted into law the remaining provisions of this Act notwithstanding the provision, part or portion thereof declared to be invalid.

Section 19. Nothing in this Act shall be construed to alter, amend or repeal any act or part of any act now in force in this State or hereafter in force which is not in direct conflict with this Act. The Legislature declares that it is the legislative intent that this Act shall supplement, complement and enlarge upon all acts in this State covering or affecting the Alabama State Docks Department and that the Legislature intends by this Act to authorize and provide for the further development of inland navigable waterways of this State, in aid of commerce and trade and under the supervision, control and direction of the State at all times acting through its State Docks Department.

Section 20. This Act shall take effect upon ratification by the people of Alabama of a proposed Amendment to the Constitution of this State authorizing the State to engage in works of internal improvement along navigable waterways of the State by constructing docks and facilities and authorizing the State to become indebted for not exceeding \$3,000,000 in aggregate principal amount to carry out the purposes of the Amendment, which proposed Amendment is submitted by the Legislature of Alabama at the General Session for 1957. Upon ratification of such Amendment, this Act shall take effect. Otherwise, it shall not have any force or effect.

And the substitute was adopted.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Davis	Haltom	Lee (Lawrence)
Adams (Tallapoosa)	Dawkins	Hanby	Love
Albea	deGraffenried	Hardy	McClendon (Chambers)
Ashworth	Dement	Hare	McKay
Bassett	DeSear	Harrison	McLendon (Bullock)
Boyd	Edwards (Escambia)	Harvey	McNider
Bradford	Edwards (Jefferson)	Hodges	Martin
Brannan	Ferrell	Huddleston	Mathews
Branyon	Franklin	Hunt	Merrill
Brassell	Gilchrist	Johnson (Elmore)	Money
Broadfoot	Gilmer	Johnson (Tallapoosa)	Nettles
Brown (Lamar)	Gist	Kelly	Nice
Burkhalter	Goodwyn	Kirkham	Payne
Callahan	Gregory	Lackey	Perry
Cornett	Grouby	Law	Pruitt
Crook	Hall	Lee (Barbour)	Ramey



Reynolds	Shumate	Stembridge	Vacca
Richardson	Solomon	Summerlin	Ward
Rodgers	Speaks	Thomas	Windle
Selman	Steagall		

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Mr. Haltom offered the following amendment to the bill, H. 253, as amended:

Amendment to H. 253, as amended:

Amend the bill, H. B. 253, as follows: In Section 8, insert the following provision as the fourth sentence of said section between the sentence ending with the words "such date" and the sentence beginning with the words "Such bonds":

Such bonds must be sold only at public sale, either on sealed bids or at public auction, to the bidder whose bid reflects the lowest net interest cost for the bonds being sold, computed to their respective maturities; provided, that if no bid acceptable to the Governor is received, all bids may be rejected; notice of each such sale shall be given by publication in either a financial journal or a financial newspaper published in the City of New York, New York, and also by publication in a daily newspaper published in the State of Alabama, each of which notices must be published at least one time not less than ten days prior to the date fixed for the sale.

And the amendment was adopted.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Jenkins	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Ferrell	Johnson (Tallapoosa)	Perry
Albea	Franklin	Kelly	Pirkle
Ashworth	Gilchrist	Kendall	Pruitt
Bassett	Gilmer	Kirkham	Ramey
Boyd	Gist	Lackey	Reynolds
Bradford	Goodwyn	Law	Richardson
Branyon	Gregory	Lee (Barbour)	Rodgers
Brassell	Grouby	Lee (Lawrence)	Selman
Broadfoot	Hall	Love	Shumate
Brooks	Haltom	McClendon (Chambers)	Solomon
Brown (Lamar)	Hanby	McKay	Speaks
Burkhalter	Hardy	McLendon (Bullock)	Steagall
Callahan	Hare	McNider	Stembridge
Cornett	Harrison	Martin	Summerlin
Crook	Harvey	Mathews	Thomas
Davis	Hodges	Merrill	Tyson
Dawkins	Holliman	Money	Vacca
deGraffenried	Huddleston	Nettles	Ward
Dement	Hunt	Nice	Windle
DeSear			

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And said bill, H. 253, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 79; Nays 2.

Yeas:

Mr. Speaker	Ashworth	Bradford	Broadfoot
Adams (Tallapoosa)	Bassett	Branyon	Brooks
Albea	Boyd	Brassell	Brown (Lamar)

Burkhalter	Gregory	Kirkham	Pruitt
Callahan	Grouby	Lackey	Ramey
Cornett	Hall	Law	Reynolds
Cox	Haltom	Lee (Barbour)	Richardson
Davis	Hanby	Lee (Lawrence)	Selman
Dawkins	Hare	Love	Shumate
deGraffenried	Harrison	McClendon (Chambers)	Solomon
Dement	Harvey	McNider	Speaks
DeSear	Hodges	Martin	Steagall
Edwards (Escambia)	Holliman	Mathews	Stembridge
Edwards (Jefferson)	Huddleston	Merrill	Summerlin
Ferrell	Hunt	Money	Thomas
Franklin	Jenkins	Nettles	Tyson
Gilchrist	Johnson (Elmore)	Nice	Vacca
Gilmer	Johnson (Tallapoosa)	Payne	Ward
Gist	Kelly	Perry	Windle
Goodwyn	Kendall	Pirkle	

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Nays: Messrs. Kaul and McKay.

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#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Albea to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 288, was adopted.

Yeas 63; Nays 6.

#### Yeas:

Mr. Speaker	Dement	Harrison	Money
Adams (Tallapoosa)	Edwards (Escambia)	Harvey	Perry
Albea	Edwards (Jefferson)	Hodges	Pirkle
Ashworth	Ferrell	Holliman	Ramey
Bassett	Franklin	Huddleston	Richardson
Boyd	Gilchrist	Kelly	Rodgers
Bradford	Gilmer	Kendall	Selman
Brassell	Gist	Kirkham	Shumate
Broadfoot	Goodwyn	Lackey	Speaks
Brown (Lamar)	Gregory	Law	Stembridge
Burkhalter	Grouby	Lee (Barbour)	Summerlin
Callahan	Hall	Lee (Lawrence)	Thomas
Cornett	Haltom	McLendon (Bullock)	Tyson
Cox	Hanby	McNider	Vacca
Dawkins	Hardy	Mathews	Ward
deGraffenried	Hare	Merrill	

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#### Nays:

Messrs.:	Johnson (Tallapoosa)	Nettles	Windle
Hunt	McClendon (Chambers)	Oakley	

—6

And the bill:

H. 288. To amend further Section 630 of Title 7, Code of Alabama (1940), which relates to the exemption of wages from garnishment or other process for the collection of debts.

Was taken up.

Mr. Edwards (Jefferson) offered the following amendment to the bill, H. 288:

Amendment to H. B. 288:

Insert the following sentence in Section 1 between the sentence ending with the word "court" and the sentence beginning with the word "should":

"In the event more than one writ of garnishment is issued against the garnishee, all garnishments issued for debts for rents on dwellings, food and groceries, and medicine and drugs shall be paid first in the order named from the wages, salaries, or other compensation earned by the debtor after service of the garnishment on garnishee."

On motion of Mr. Gilchrist, further consideration of the bill, H. 288 and pending amendment, was postponed until the next legislative day without losing its place on the Calendar.

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Fite to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 570, was adopted.

Yeas 75; Nays 3.

Yeas:

Mr. Speaker	Dement	Hunt	Nettles
Adam <sup>s</sup> (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Albea	Edwards (Jefferson)	Johnson (Tallahassee)	Payne
Ashworth	Ferrell	Kaul	Perry
Bassett	Franklin	Kelly	Pirkle
Boyd	Gilchrist	Kendall	Ramey
Bradford	Gilmer	Lackey	Reynolds
Branyon	Goodwyn	Lee (Barbour)	Roberts
Brassell	Gregory	Lee (Lawrence)	Rodgers
Broadfoot	Grouby	Locke (Perry)	Selman
Brooks	Hall	Love	Shumate
Brown (Lamar)	Haltom	McClendon (Chambers)	Solomon
Burkhalter	Hanby	McKay	Speaks
Callahan	Hardy	McLendon (Bullock)	Steagall
Cornett	Hare	McNider	Summerlin
Cox	Harrison	Martin	Thomas
Crook	Harvey	Mathews	Vacca
Dawkins	Hodges	Merrill	Windle
deGraffenried	Holliman	Money	—75

Nays. Messrs. Gist, Kirkham and Richardson.

—3

And the bill:

H. 570. To make an additional appropriation, out of any funds in the State Treasury not otherwise appropriated, for the fiscal year ending September 30, 1959, in the amount of \$105,000.00 to the Department of Finance, Division of Control and Accounts, to be expended for "other expenses".

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Boyd	Brooks	Cox
Adams (Jefferson)	Bradford	Brown (Lamar)	Crook
Albea	Branyon	Burkhalter	Davis
Ashworth	Brassell	Callahan	Dawkins
Bassett	Broadfoot	Cornett	deGraffenried

Dement	Hare	McClendon (Chambers)	Reynolds
Edwards (Escambia)	Harrison	McKay	Richardson
Edwards (Jefferson)	Harvey	McLendon (Bullock)	Roberts
Ferrell	Hodges	McNider	Rodgers
Franklin	Hunt	Martin	Selman
Gilchrist	Jenkins	Mathews	Shumate
Gilmer	Johnson (Tallapoosa)	Merrill	Solomon
Gist	Kaul	Money	Speaks
Goodwyn	Kelly	Nettles	Steagall
Gregory	Kendall	Oakley	Stembridge
Grouby	Lackey	Payne	Summerlin
Hall	Law	Perry	Thomas
Haltom	Lee (Barbour)	Pirkle	Vacca
Hanby	Lee (Lawrence)	Ramey	Windle
Hardy			

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## MOTION TO SUSPEND RULES LOST

The motion of Mr. Windle to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 365, was lost.

Yeas 54; Nays 20.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Jenkins	Perry
Adams (Jefferson)	Franklin	Johnson (Tallapoosa)	Pirkle
Adams (Tallapoosa)	Gilchrist	Kelly	Pruitt
Bassett	Gist	Kendall	Ramey
Boyd	Gregory	Kirkham	Richardson
Branyon	Grouby	Lee (Barbour)	Roberts
Brown (Lamar)	Hall	Locke (Perry)	Selman
Cornett	Haltom	McClendon (Chambers)	Shumate
Cox	Hanby	McKay	Stembridge
Crook	Hare	McLendon (Bullock)	Summerlin
Davis	Harrison	McNider	Thomas
deGraffenried	Harvey	Martin	Vacca
Dement	Holliman	Oakley	Windle
Edwards (Escambia)	Hunt		

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Nays:

Messrs.:	Gilmer	Law	Rodgers
Bradford	Hardy	Mathews	Solomon
Broadfoot	Hodges	Money	Speaks
Brooks	Huddleston	Nettles	Steagall
Burkhalter	Lackey	Nice	Tyson
Callahan			

—20

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Windle to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 148, was adopted.

Yeas 69; Nays 0.

Yeas:

Mr. Speaker	Bradford	Burkhalter	deGraffenried
Adams (Jefferson)	Branyon	Cornett	Dement
Albea	Broadfoot	Cox	DeSear
Bassett	Brooks	Crook	Edwards (Escambia)
Boyd	Brown (Lamar)	Davis	Edwards (Jefferson)

Franklin	Harvey	Locke (Perry)	Pirkle
Gilchrist	Hodges	McClendon (Chambers)	Pruitt
Gilmer	Hunt	McKay	Ramey
Gist	Jenkins	McLendon (Bullock)	Reynolds
Goodwyn	Johnson (Tallapoosa)	McNider	Roberts
Gregory	Kaul	Martin	Selman
Grouby	Kelly	Merrill	Shumate
Hall	Kendall	Money	Speaks
Haltom	Lackey	Nettles	Steagall
Hanby	Law	Oakley	Summerlin
Hardy	Lee (Barbour)	Payne	Thomas
Hare	Lee (Lawrence)	Perry	Vacca
Harrison			

—69

And the bill:

H. 148. Relating to revenue; amending Section 585 of Title 51, Code of Alabama (1940), which prescribes the license tax for operators of saw mills, heading mills, and stave mills.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Hunt	Money
Adams (Jefferson)	Edwards (Jefferson)	Jenkins	Nettles
Adams (Tallapoosa)	Ferrell	Johnson (Tallapoosa)	Oakley
Albea	Franklin	Kaul	Payne
Ashworth	Gilchrist	Kelly	Perry
Bassett	Gilmer	Kendall	Pirkle
Boyd	Gist	Kirkham	Pruitt
Bradford	Goodwyn	Lackey	Ramey
Branyon	Gregory	Law	Richardson
Broadfoot	Grouby	Lee (Barbour)	Selman
Brooks	Hall	Lee (Lawrence)	Shumate
Brown (Lamar)	Haltom	Locke (Perry)	Solomon
Burkhalter	Hanby	McClendon (Chambers)	Steagall
Cornett	Hardy	McKay	Stembridge
Cox	Hare	McLendon (Bullock)	Summerlin
Crook	Harrison	McNider	Thomas
Davis	Harvey	Martin	Tyson
deGraffenried	Hodges	Mathews	Vacca
Dement	Holliman	Merrill	Windle
DeSear			

—77

## RESOLUTION

The following resolution was introduced:

By Mr. McKay:

H. J. R. 61. RESOLVED BY THE HOUSE, THE SENATE CONCURRING, That when the two Houses adjourn today, they adjourn to meet again on Tuesday, July 16, and when they adjourn on Tuesday, July 16, they adjourn to meet again on Thursday, July 18, and when they adjourn on Thursday, July 18, they adjourn to meet again on Tuesday, July 23.

The motion of Mr. McKay to suspend the rules in order to bring up for immediate consideration the above and foregoing H. J. R. 61, was lost.

Yeas 30; Nays 49.

Yeas:

Messrs.:	Grouby	Locke (Perry)	Roberts
Adams (Tallapoosa)	Hardy	McKay	Rodgers
Albea	Harrison	Martin	Shumate
Ashworth	Hodges	Merrill	Steagall
Branyon	Johnson (Elmore)	Payne	Stembridge
Brown (Lamar)	Kaul	Perry	Summerlin
DeSear	Kendall	Pruitt	Windle
Franklin	Law	Richardson	

—30

Nays:

Mr. Speaker	Dement	Holliman	Mathews
Adams (Jefferson)	Edwards (Escambia)	Huddleston	Money
Bassett	Edwards (Jefferson)	Hunt	Nice
Boyd	Ferrell	Johnson (Tallapoosa)	Pirkle
Bradford	Gilchrist	Kelly	Ramey
Broadfoot	Gist	Kirkham	Reynolds
Brooks	Goodwyn	Lackey	Selman
Burkhalter	Gregory	Lee (Barbour)	Solomon
Callahan	Hall	Lee (Lawrence)	Speaks
Cornett	Haltom	Love	Thomas
Cox	Hare	McLendon (Bullock)	Tyson
Davis	Harvey	McNider	Vacca
deGraffenried			

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And said resolution H. J. R. 61 was read and referred to the Standing Committee on Rules.

## MOTION TO SUSPEND RULES LOST

Th motion of Mr. Nice to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 262, was lost.

Yeas 49; Nays 28.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Huddleston	Pirkle
Adams (Jefferson)	Franklin	Hunt	Pruitt
Adams (Tallapoosa)	Gilchrist	Johnson (Elmore)	Ramey
Boyd	Gregory	Kelly	Roberts
Branyon	Grouby	Kendall	Solomon
Brassell	Hall	Kirkham	Steagall
Broadfoot	Haltom	Lackey	Stembridge
Brooks	Hanby	McLendon (Bullock)	Summerlin
Davis	Hare	McNider	Thomas
Dawkins	Harrison	Money	Tyson
deGraffenried	Hodges	Nice	Vacca
Dement	Holliman	Perry	Windle
Edwards (Escambia)			

—49

Nays:

Messrs.:	Ferrell	Love	Payne
Ashworth	Gist	McClendon (Chambers)	Reynolds
Bassett	Harvey	McKay	Richardson
Bradford	Jenkins	Martin	Rodgers
Brown (Lamar)	Johnson (Tallapoosa)	Mathews	Selman
Callahan	Law	Nettles	Shumate
Cornett	Lee (Lawrence)	Oakley	Speaks
Cox			

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## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Messrs. James and Goodwin:

S. J. R. 56. BE IT RESOLVED BY THE SENATE OF THE LEGISLATURE OF ALABAMA, THE HOUSE OF REPRESENTATIVES CONCURRING:

1. That the bridge across the Cahaba River at Centerville is hereby designated and shall be known as "The Howard Cooper Bridge," in honor of the late Wiley Howard Cooper, a former member of the Senate of Alabama, who represented the Eighteenth District with honor and distinction during the years 1914-18, 1930-34, 1938-42, and 1946-50.

2. That the State Highway Department is requested to erect at or affix to the aforesaid bridge appropriate placques or markers showing the name thereof as "The Howard Cooper Bridge."

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Ashworth the rules were suspended and the House concurred in and adopted the S. J. R. 56 set out in the above and foregoing Message from the Senate.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Dement	Jenkins	Oakley
Adams (Jefferson)	DeSear	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Tallapoosa)	Perry
Albea	Edwards (Jefferson)	Kaul	Pirkle
Ashworth	Franklin	Kelly	Ramey
Bassett	Gilchrist	Kendall	Reynolds
Boyd	Gilmer	Kirkham	Richardson
Bradford	Gist	Lackey	Roberts
Branyon	Goodwyn	Law	Rodgers
Brassell	Gregory	Lee (Barbour)	Selman
Broadfoot	Grouby	Lee (Lawrence)	Shumate
Brooks	Hall	Love	Solomon
Brown (Lamar)	Haltom	McClendon (Chambers)	Speaks
Burkhalter	Hardy	McKay	Steagall
Callahan	Hare	McLendon (Bullock)	Stembridge
Cornett	Harrison	McNider	Summerlin
Cox	Hodges	Merrill	Thomas
Crook	Holliman	Money	Vacca
Davis	Huddleston	Nettles	Ward
Dawkins	Hunt	Nice	Windle
deGraffenried			

—81

## BILLS ON THIRD READING RESUMED

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Goodwyn to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 289, was adopted.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	deGraffenried	Hunt	Payne
Adams (Jefferson)	Dement	Jenkins	Perry
Adams (Tallapoosa)	DeSear	Johnson (Tallapoosa)	Pirkle
Ashworth	Edwards (Escambia)	Kelly	Pruitt
Bassett	Edwards (Jefferson)	Kendall	Ramey
Boyd	Ferrell	Lackey	Reynolds
Bradford	Franklin	Law	Roberts
Branyon	Gilchrist	Lee (Lawrence)	Rodgers
Brassell	Gilmer	McKay	Selman
Broadfoot	Gist	McLendon (Bullock)	Shumate
Brooks	Goodwyn	McNider	Speaks
Brown (Lamar)	Grouby	Martin	Steagall
Burkhalter	Hall	Mathews	Stembridge
Callahan	Haltom	Merrill	Summerlin
Cornett	Harrison	Money	Thomas
Cox	Harvey	Nettles	Tyson
Crook	Hodges	Nice	Vacca
Davis	Huddleston	Oakley	Windle
Dawkins			

—73

And the bill:

H. 289. To prescribe a method of making gifts of securities and money to minors and of regulating the management and control of such gifts during the minority of the donees thereof.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Dement	Johnson (Tallapoosa)	Payne
Adams (Jefferson)	DeSear	Kaul	Perry
Adams (Tallapoosa)	Edwards (Escambia)	Kelly	Pirkle
Albea	Edwards (Jefferson)	Kendall	Pruitt
Ashworth	Ferrell	Kirkham	Ramey
Bassett	Franklin	Lackey	Reynolds
Boyd	Gilchrist	Law	Richardson
Bradford	Gilmer	Lee (Barbour)	Roberts
Branyon	Gist	Lee (Lawrence)	Rodgers
Brassell	Goodwyn	Love	Shumate
Broadfoot	Grouby	McClendon (Chambers)	Solomon
Brooks	Hall	McKay	Speaks
Brown (Lamar)	Haltom	McLendon (Bullock)	Steagall
Burkhalter	Harrison	McNider	Stembridge
Callahan	Harvey	Martin	Summerlin
Cornett	Hodges	Mathews	Thomas
Cox	Holliman	Merrill	Tyson
Crook	Huddleston	Money	Vacca
Davis	Hunt	Nettles	Ward
Dawkins	Jenkins	Oakley	Windle
deGraffenried	Johnson (Elmore)		

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#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bill and returns same herewith to the House:



H. 423. To make an appropriation for the relief of Mrs. Mary R. Jarrell.

J. E. SPEIGHT,  
Secretary.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House bill and returns same herewith to the House:

H. 553. To propose an amendment of the Constitution of Alabama, relating to the rate of interest on bonds issued under the provisions of an amendment to the Constitution proposed by Act No. 125, Acts of Alabama, 1956, p. 179, submitted November 6, 1956, and proclaimed ratified November 15, 1956 (Proclamation Record K, p. 107).

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

On motion of Mr. Ashworth the House concurred in and adopted the Senate substitute for the bill, H. 553, said Senate substitute being as follows:

Substitute for H. B. 553:

#### A BILL TO BE ENTITLED AN ACT

To propose an amendment to the Constitution of Alabama for the purpose of increasing the maximum rate of interest which may be borne by bonds that may be issued under the provisions of the amendment to the constitution that was proposed by Act No 125 adopted at the First Special Session of the Legislature of 1956 and which was ratified by the electors on November 6, 1956, and to specify certain details pertaining to the said bonds.

Be It Enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is hereby proposed:

"Except as hereinafter limited, bonds which may be issued under the provisions of the amendment to the constitution which was proposed by Act No. 125 adopted at the First Special Session of the Legislature of 1956 and which was ratified by the electors at the general election held on November 6, 1956, and proclaimed ratified on November 15, 1956, may be executed and delivered from time to time in such forms, denominations, series and numbers, may be of such tenor and maturities, may bear such date or dates, may be in registered or bearer form either as to principal and interest or both with rights of conversion into another form, may bear interest at such rate or rates not exceeding 4% per annum payable semiannually and payable and evidenced in such manner, may contain provisions for redemption at the option of the state at such date or dates prior to their maturity and upon payment of such redemption price or prices, and may contain such other terms and conditions not inconsistent with the provisions hereof, all as may be provided in the order of the Governor providing for the issuance thereof which shall be made at the time of each sale of any of said bonds. The

principal of each series of said bonds shall mature in annual installments in such amounts as shall be specified in the order under which they are issued, the first of which installments shall mature not later than one year after the date of the bonds of such series and the last of which installments shall mature not later than ten years after the date of the bonds of the same series. When each series of said bonds is issued, the maturities of the bonds of that series shall, to such extent as may be practicable, be so arranged that during any then succeeding fiscal year of the state the aggregate installments of principal and interest that will mature on all of the said bonds that will be outstanding hereunder, immediately following the issuance of the bonds of that series, will be substantially equal; provided, that the determination in the order under which the bonds of such series are issued that the requirements of this sentence have been complied with shall be conclusive of such compliance and the purchasers of the bonds with respect to which such determination is made and all subsequent holders thereof shall be fully protected thereby. None of the said bonds shall be sold for less than face value plus accrued interest to the date of delivery, and all of the said bonds shall be sold only at public sale or sales, either on sealed bids or at public auction, after advertisement in a financial journal published in New York City at least one time not less than ten days prior to the date fixed for the sale, to the bidder whose bid reflects the lowest net interest cost to the state computed to the respective maturities of the bonds sold; provided, that if no bid deemed acceptable by the Governor is received all bids may be rejected.

Section 2. An election upon the proposed amendment is ordered to be held on the first Tuesday after the expiration of three months from final adjournment of the current session of the Legislature. The election shall be held in accordance with the provisions of Sections 284 and 285 of the Constitution of Alabama, as amended, and Chapter 1, Article 18, Title 17 of the Code of Alabama of 1940.

Section 3. Notice of the election and of the proposed amendment shall be given by proclamation of the Governor, which proclamation shall be published once a week for four successive weeks next preceding the day herein appointed for the election in a newspaper in each county in the state. In each county in which no newspaper is published, a copy of said proclamation shall be posted at each county courthouse therein.

Yeas 68; Nays 0.

Yeas:

Mr. Speaker	DeSear	Holliman	Oakley
Adams (Tallapoosa)	Edwards (Escambia)	Huddleston	Payne
Albea	Edwards (Jefferson)	Hunt	Perry
Ashworth	Ferrell	Jenkins	Pirkle
Bassett	Franklin	Johnson (Elmore)	Pruitt
Boyd	Gilchrist	Johnson (Tallapoosa)	Reynolds
Bradford	Gilmer	Lackey	Richardson
Branyon	Gist	Law	Rodgers
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Burkhalter	Grouby	Lee (Lawrence)	Speaks
Callahan	Hall	McClendon (Chambers)	Steagall
Cornett	Haltom	McKay	Stembridge
Cox	Hanby	McLendon (Bullock)	Thomas
Crook	Hare	McNider	Tyson
Dawkins	Harrison	Merrill	Vacca
deGraffenried	Harvey	Money	Ward
Dement	Hodges	Nettles	Windle

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Lamberth:

S. J. R. 55. BE IT RESOLVED by the Senate, the House concurring, that when the two Houses adjourn today they adjourn to meet again on Tuesday, July 16th, 1957.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

On motion of Mr. Davis the rules were suspended and the House concurred in and adopted the S. J. R. 55 set out in the above and foregoing Message from the Senate.

Yeas 66; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Elmore)	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Tallapoosa)	Payne
Albea	Ferrell	Kelly	Perry
Ashworth	Franklin	Kendall	Pirkle
Bassett	Gilchrist	Kirkham	Reynolds
Boyd	Gilmer	Lackey	Richardson
Bradford	Gist	Law	Rodgers
Branyon	Hall	Lee (Barbour)	Shumate
Broadfoot	Haltom	Lee (Lawrence)	Speaks
Burkhalter	Hanby	McClendon (Chambers)	Steagall
Callahan	Hare	McKay	Stembridge
Cox	Harrison	McLendon (Bullock)	Thomas
Crook	Hodges	McNider	Tyson
Davis	Holliman	Merrill	Vacca
Dawkins	Huddleston	Money	Ward
deGraffenried	Hunt	Nettles	Windle
Dement	Jenkins		

—66

## CERTIFICATE OF CLERK

The House of Representatives:

I hereby certify that the House Joint Resolutions hereinafter mentioned were delivered to the Executive Department on the date and hour named and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 12:30 P.M. on July 12, 1957:

H. J. R. 55.

H. J. R. 54.

OAKLEY MELTON, JR.,  
Clerk.

## ADJOURNMENT

On motion of Mr. Davis the House adjourned until Tuesday, July 16, 1957, at twelve o'clock, noon.

Yeas 54; Nays 10.

*Yeas:*

Mr. Speaker	deGraffenried	Holliman	Merrill
Adams (Jefferson)	Dement	Jenkins	Money
Albea	Edwards (Escambia)	Johnson (Elmore)	Oakley
Ashworth	Edwards (Jefferson)	Kelly	Payne
Bassett	Ferrell	Kirkham	Pirkle
Bradford	Franklin	Lackey	Reynolds
Branyon	Gilchrist	Law	Richardson
Broadfoot	Gilmer	Lee (Barbour)	Rodgers
Brown (Lamar)	Grouby	Lee (Lawrence)	Steagall
Burkhalter	Hall	McClendon (Chambers)	Stembridge
Cox	Haltom	McKay	Thomas
Crook	Hardy	McLendon (Bullock)	Vacca
Davis	Harrison	McNider	Windle
Dawkins	Hodges		

—54

*Nays:*

Messrs.:	Gist	Hunt	Speaks
Adams (Tallapoosa)	Hanby	Johnson (Tallapoosa)	Tyson
Boyd	Huddleston	Nettles	

—10

## TWENTIETH DAY

House of Representatives  
**Montgomery, Alabama**  
 Tuesday, July 16, 1957

The House met pursuant to adjournment.

## PRAYER

The session was opened with prayer by the Reverend R. H. Schneider, Pastor, Fort Deposit Methodist Church, Ft. Deposit, Alabama.

## ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Crook	Haltom	Lee (Lawrence)
Adams (Jefferson)	Davis	Hanby	Locke (Choctaw)
Adams (Tallapoosa)	Dawkins	Hardy	Locke (Perry)
Albea	deGraffenried	Hare	Love
Ashworth	Dement	Harrison	McClendon (Chambers)
Bassett	DeSear	Harvey	McKay
Boyd	Dickson	Hodges	McLendon (Bullock)
Bradford	Edwards (Escambia)	Holliman	McNider
Brannan	Edwards (Jefferson)	Huddleston	Martin
Branyon	Faulk	Hunt	Mathews
Brassell	Ferrell	Jenkins	Merrill
Brewer	Franklin	Johnson (Elmore)	Money
Broadfoot	Gilchrist	Johnson (Tallapoosa)	Murphy
Brooks	Gilmer	Kaul	Nettles
Brown (Lamar)	Gist	Kelly	Nice
Brown (Lee)	Goodwyn	Kendall	Nolen
Burkhalter	Gregory	Kirkham	Oakley
Callahan	Grouby	Lackey	Oden
Cornett	Hain	Law	Payne
Cox	Hall	Lee (Barbour)	Perry

Pirkle	Rodgers	Steagall	Thomas
Ramey	Shumate	Stembridge	Tyson
Reynolds	Simon	Stokes	Vacca
Richardson	Solomon	Summerlin	Ward
Roberts	Speaks	Taylor	Windle

—100

A quorum was present.

### LEAVE OF ABSENCE

On motion of Mr. Taylor leave of absence was granted to Mr. Killough because of personal illness.

### REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the nineteenth legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

On motion of Mr. Hanby, the reading at length of the Journal of the House for the nineteenth legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the nineteenth legislative day was approved.

Yeas 66; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Lackey	Payne
Adams (Jefferson)	Franklin	Lee (Barbour)	Perry
Adams (Tallapoosa)	Gilchrist	Lee (Lawrence)	Pirkle
Bassett	Gregory	Locke (Choctaw)	Ramey
Boyd	Grouby	Locke (Perry)	Reynolds
Bradford	Hall	McClendon (Chambers)	Richardson
Branyon	Haltom	McKay	Rodgers
Brassell	Hanby	McLendon (Bullock)	Shumate
Broadfoot	Harrison	McNider	Simon
Brown (Lamar)	Harvey	Martin	Solomon
Burkhalter	Hodges	Merrill	Speaks
Cox	Holliman	Money	Steagall
Dawkins	Huddleston	Murphy	Stembridge
DeSear	Jenkins	Nettles	Thomas
Edwards (Escambia)	Johnson (Elmore)	Nice	Vacca
Edwards (Jefferson)	Kelly	Oakley	Windle
Faulk	Kendall		

—66

### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has received the accompanying Message from His Excellency, The Governor, proposing an amendment to the Resolution:

S. J. R. 44. Naming Senate Bill 16.

Said Governor's Message being in words and figures as follows, to-wit:

## MESSAGE FROM THE GOVERNOR

To the Senate of Alabama  
State Capitol  
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to Senate Joint Resolution No. 44.

Respectfully submitted,

RALPH HAMMOND,  
Executive Secretary.

July 12, 1957

To the Senate of Alabama  
State Capitol  
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which this resolution originated, Senate Joint Resolution No. 44, with the following suggested executive amendment:

Amend Senate Joint Resolution No. 44 by deleting from Line 2 of said resolution, the following words "Senate Bill 16" and substituting in lieu thereof the following words "House Bill 18".

I am returning this resolution with the full knowledge and consent and at the request of the author of said resolution.

Respectfully,

JAMES E. FOLSOM,  
Governor.

And the Senate has concurred in and adopted the amendment proposed by His Excellency, The Governor, to the Resolution, S. J. R. 44, by a vote of Yeas 28, Nays 0, which was a majority of the whole number elected to the Senate.

And said resolution, S. J. R. 44, together with the amendment proposed by the Governor is herewith sent to the House for its consideration.

J. E. SPEIGHT,  
Secretary.

## SENATE MESSAGE

The House concurred in and adopted the amendment proposed by His Excellency, the Governor, to the resolution, S. J. R. 44, said Governor's amendment being set out in the above and foregoing Message from the Senate.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Bradford	Brown (Lamar)	Davis
Adams (Tallapoosa)	Branyon	Brown (Lee)	Dawkins
Albea	Brassell	Burkhalter	Dement
Ashworth	Broadfoot	Callahan	DeSear
Boyd	Brooks	Cox	Dickson

Edwards (Escambia)	Hardy	McLendon (Bullock)	Richardson
Edwards (Jefferson)	Harrison	McNider	Rodgers
Faulk	Harvey	Martin	Shumate
Ferrell	Hodges	Mathews	Simon
Franklin	Huddleston	Merrill	Solomon
Gilchrist	Jenkins	Money	Speaks
Gilmer	Johnson (Elmore)	Murphy	Steagall
Gist	Kelly	Nettles	Stembridge
Goodwyn	Lackey	Nolen	Stokes
Gregory	Lee (Lawrence)	Oakley	Taylor
Grouby	Locke (Choctaw)	Payne	Thomas
Hall	Locke (Perry)	Perry	Vacca
Haltom	McClendon (Chambers)	Ramey	Ward
Hanby	McKay	Reynolds	Windle

—76

Which was a majority of the whole number elected to the House.

#### REPORT AND RECOMMENDATIONS OF THE INTERIM OIL AND GAS STUDY COMMITTEE

Mr. Hanby, member of the Interim Oil and Gas Study Committee, appointed pursuant to Senate Joint Resolution 68, of the 1955 Regular Session of the Legislature, tendered a report and recommendations to the Legislature with respect to the activities being carried on in the exploration for and production of the oil and gas resources of the State.

#### INTERIM COMMITTEE REPORT AND RECOMMENDATIONS ON OIL AND GAS

Received, read and ordered filed.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bill and returns same herewith to the House:

H. 325. To amend Section 19 of Act No. 248 of the Legislature of Alabama of 1945, approved July 6, 1945, General Acts of Alabama of 1945, pages 376-400, as heretofore amended by Act No. 109 of the Legislature of Alabama of 1956, approved February 14, 1956, Acts of Alabama, Special Sessions, 1956, pages 165-166.

J. E. SPEIGHT,  
Secretary.

#### BILLS ON SECOND READING

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 619. To authorize Alabama Highway Authority to finance, by the issuance of its bonds not exceeding \$20,000,000 in principal amount, the State of Alabama's share of the cost of the construction, reconstruction and improvement of public highways and bridges in the state with respect to which funds may be apportioned to the state under the provisions of any statute of the United States, said bonds to be in addition to those heretofore issued by said Authority; to provide that bonds issued under this act and the income therefrom shall be exempt from

taxation, and that said bonds may be used to secure deposits of funds of the state and its instrumentalities and agencies and for investment of trust funds, and shall not create an obligation or debt of the state; to provide that said bonds may thereafter be refunded by the issuance of refunding bonds; to provide for the disposition of the proceeds of the sale of said bonds; to make appropriation and pledge of funds necessary to pay the principal of and interest on said bonds; to authorize said Authority to pledge such funds for payment of the principal of and interest on said bonds; and to provide that such principal and interest shall be payable solely from such funds, but that said bonds will nevertheless constitute negotiable instruments.

H. 690. To provide a retirement benefit to any state employee who had attained age 60 on or before October 1, 1945, who declined membership in the Alabama Employees' Retirement System in the manner prescribed in Section 3 of Act 515 approved July 9, 1945, and who retires with a minimum of fifteen years of service as a state employee; and to provide a supplement to the retirement benefits of certain state employees who are now or will be retired by the Board of Control of the Employees' Retirement System under the provisions of Act 515, approved July 9, 1945; to set forth the requirements under which said retirement and supplemental benefits shall be granted; and to provide for the management of the fund from which said assistance payments shall be made; and to repeal Act 40 approved June 3, 1953 relating to certain benefits to retired state employees, and to provide the appropriation necessary to carry out the provisions of this Act.

S. 56. To authorize the execution of, and to give advance approval to, a compact between the State of Alabama and the State of Mississippi and any contiguous state, for the purpose of promoting the development of a navigable interstate waterway connecting the Tombigbee and the Tennessee Rivers; to establish a joint agency and other offices for the administration of the compact; and to make an appropriation.

Mr. Oden, Chairman of the Standing Committee on Business and Labor, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 549. To repeal the act approved September 9, 1953 entitled "An Act To authorize life insurance companies of this State to invest in loans to corporations whose securities have been approved by the State Securities Commission of Alabama" (Act No. 539, H. 368, Acts of 1953, Vol. II, p. 755).

Mr. Solomon, Chairman of the Standing Committee on Agriculture, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 410. To amend Section 215 of Title 22, Code of Alabama (1940), which prescribes the license fees payable by persons licensed by the Alabama State Milk Control Board.

H. 773. To amend further Section 207 of Title 22, Code of Alabama (1940), which relates to the organization of the Alabama State Milk Control Board, and the appointment, qualifications, terms, and compensation of its members.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the



following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 700. Proposing an amendment to the Constitution relating to Marion County.

The above bill was read a second time at length as required by the Constitution.

H. 731. Relating to the Town of Hayden in Blount County; to alter, rearrange, and extend the boundaries thereof.

H. 732. Relating to Blount County: Creating the Blount County Commission on Education to administer the public schools laws, supervise the public school system, and promote the educational interests of the county, limiting the jurisdiction of the Commission to schools not subject to the jurisdiction of the City of Oneonta or any of its instrumentalities; abolishing the Board of Education of Blount County and the office of the county superintendent of education; providing for the election of the members of the Commission and for the election of a superintendent of county schools, fixing their terms, qualifications, compensation and prescribing their powers and duties.

H. 733. To regulate further the office of coroner of Blount County; providing for the election of such officer, prescribing his term of office and qualifications and fixing his compensation and providing for the payment thereof.

H. 734. Relating to all counties having a population of not less than 40,500 nor more than 45,000 inhabitants, according to the last or any subsequent federal census; regulating the compensation and allowances of directors of certain utility boards heretofore or hereafter established in such counties.

H. 737. Relating to counties having a population of less than 11,800, according to the last or any subsequent federal decennial census; providing for the division of such counties into districts; providing for the election of one member of the governing body of each such county from each of such districts; prescribing the powers and duties of the governing bodies of such counties, and the qualifications, terms of office, compensation, and manner of election of the members thereof; and excepting the judge of probate or other chairman of the governing body of each such county from the operation of the Act.

H. 740. To prohibit incorporated municipalities in all counties having a population of not less than 49,000 nor more than 50,000, according to the last or any subsequent federal decennial census, from enacting any ordinance levying a gasoline tax unless the levying or imposing of such tax shall have been authorized before the enactment of such ordinance by a vote of the qualified electors of such city or town at an election held for such purpose.

H. 741. To alter or re-arrange the boundary lines of the Town of Geraldine, Alabama, so as to include within the corporate limits of said town or territory not already included therein.

H. 742. To amend Section 26 of the act approved August 7, 1947, which created and established a civil service system for the City of Dothan (Act No. 273, S. 292, 1947 Local Acts, 196).

H. 749. Providing for the submission to the qualified voters of Lauderdale County the question of whether or not an annual license tax and registration fee shall be levied in the amount of \$5.00 upon every

motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, owned by any individual who is a resident of Lauderdale County and upon every motor vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county, and if approved by said voters, authorizing and providing for the levying of said tax by the governing body of Lauderdale County with the concurrence of the governing body of the City of Florence, for a period not exceeding 10 years; providing for the calling, giving of notice, holding, conducting, canvassing and contesting of elections thereunder and the collection and enforcement of said license tax and registration fee; exempting motor vehicles owned and used by the state and counties and municipalities of the state, prescribing the time and manner for the payment of the license tax and registration fee; authorizing the governing body of Lauderdale County to adopt and promulgate rules and regulations necessary for the collection and enforcement of the license tax and registration fee; prohibiting any motor vehicle from using the public highways of Lauderdale County until the license tax and registration fee shall have been paid; providing that the net proceeds of said tax and fee shall be used solely for the purpose of providing additions to, improvements in and equipment for the Eliza Coffee Memorial Hospital or the payment of principal of or interest on any obligations or indebtedness incurred for such purpose and for the payment of said net proceeds to a public hospital corporation in the event said Hospital shall be acquired by such hospital corporation, and repealing all laws in conflict therewith.

H. 763. To alter, rearrange and extend the boundary lines of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

H. 764. To alter, rearrange and extend the boundary lines of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

H. 767. To amend Act No. 86, Local Acts of the Legislature of Alabama, regular session, 1949, providing for the appointment of a deputy Register of the Circuit Court in Equity of Cullman County, Alabama; to prescribe the duties, powers and authority and fix the compensation and salary of such deputy Register and to designate the method of payment and fund from which said compensation and salary is payable. To repeal all laws in conflict with the provisions of this Act, to provide that the partial invalidity of this Act shall not affect the remainder hereof; and to fix the time when this Act shall become effective.

H. 771. To alter, rearrange and extend the boundaries of the City of Elba in Coffee County.

H. 774. To propose an amendment to the Constitution of Alabama relative to the fees, commissions, percentages, allowances, and compensation of the judge of probate and other county officers of Madison County.

The above bill was read a second time at length as required by the Constitution.

Mr. Lackey, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 743. To fix the fee and allowance of the Sheriff of all counties having a population of Five Hundred Thousand (500,000) or more inhabitants according to the last or any subsequent Federal census for serving a summons or other mesne process, except subpoenas for witnesses; repealing conflicting laws.

H. 744. To provide for the relief of the Estate of William Henry Tennyson out of the General Fund of Jefferson County, Alabama, and to direct Jefferson County, Alabama to pay to the administratrix of the Estate of William Henry Tennyson the sum of Three Thousand Dollars (\$3,000.00).

H. 745. To apply to all counties having a population in excess of 500,000 inhabitants, according to the last or any subsequent federal decennial census; providing for the licensing of persons engaged in the business of cleaning septic tanks; imposing license and permit fees; providing for enforcement of the Act and prescribing penalties.

H. 746. To fix the fee and allowance of the Constables of all counties having a population of Five Hundred Thousand (500,000) or more inhabitants according to the last or any subsequent Federal census for serving any summons or other mesne process, except subpoenas for witnesses, where the amount in controversy is Twenty Dollars (\$20) or more; repealing conflicting laws.

Mr. Oden, Chairman of the Standing Committee on Business and Labor, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 751. To fix the salary of the State Highway Director.

Mr. Dawkins, Vice-Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 664. To make an appropriation from the general fund to the use and benefit of the Department of Public Safety to be used exclusively for the purpose and installation of air conditioning equipment in certain quarters occupied by the driver's license division of such department.

### INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Messrs. McLendon, Crook, Rodgers, Edwards (Escambia), Brassell, Solomon, Brannan, Killough, Boyd, Love, Stokes, Ward, Oakley, Nettles, Bradford, Goodwyn, Tyson, Simon, Cornett, Payne, Franklin, Hardy, Gilmer, McClendon, Grouby, Hodges, Hanby, Pirkle, Harrison, Ashworth, Branyon, Gist, Lee (Lawrence), Vacca, Lackey, Perry, Adams (Jefferson), Davis, Broadfoot, Brown (Lamar), Kaul, Huddleston, Ramey, Dawkins, Kendall, Brown (Lee), Stembridge, Steagall, McKay, Ferrell, Money, Windle, Merrill, Albea, Hall and Dickson:

H. 776. To amend further Section Sixteen of Act No. 669, H. 792, approved July 5, 1940, the "Alabama Motor Carrier Act of 1939," (General Acts of Alabama 1939, page 1065), which relates to security required of motor carriers for the protection of the public.

### Ways and Means.

By Mr. Burkhalter (with notice and proof):

H. 777. To amend Section 5 of Act No. 163, Local Acts of Alabama 1943, entitled "An Act to establish a Law and Equity Court for Cherokee County, Alabama; to define its jurisdiction and powers; to provide for its officers, their powers and duties and compensations, to provide that said court shall be open at all times for the trial of cases and transaction

of business; to provide the rules and procedure of said court; to provide a fine and forfeiture fund for said court; to provide for the transfer of certain causes now or hereafter pending in the Circuit Court and the Juvenile Court of Cherokee County, Alabama, to the Cherokee Law and Equity Court; and to abolish the County Court of Cherokee County, Alabama; and to give the said court juvenile jurisdiction", and amended by Act No. 493, Local Acts of Alabama 1945.

Local Legislation No. 1.

Notice and Proof H. 777:

#### LEGAL NOTICES

Notice is hereby given that the following local legislation will be introduced at the 1957 regular session of the Legislature of Alabama, now convened.

#### A BILL TO BE ENTITLED AN ACT

To amend Section 5 of Act No. 163, Local Acts of Alabama 1943, entitled "An Act to establish a Law and Equity Court for Cherokee County, Alabama; to define its jurisdiction and powers; to provide for its officers, their powers and duties and compensations, to provide that said court shall be open at all times for the trial of cases and transaction of business; to provide the rules and procedure of said court; to provide a fine and forfeiture fund for said court; to provide for the transfer of certain causes now or hereafter pending in the Circuit Court and the Juvenile Court of Cherokee County, Alabama, to the Cherokee Law and Equity Court; and to abolish the County Court of Cherokee County, Alabama; and to give the said court juvenile jurisdiction", and amended by Act No. 493, Local Acts of Alabama 1945.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 5 of Act No. 163, Local Acts of Alabama 1943, entitled "An Act to establish a Law and Equity Court for Cherokee County, Alabama; to define its jurisdiction and powers; to provide for its officers, their powers and duties and compensations, to provide that said Court shall be open at all times for the trial of cases and transaction of business; to provide the rules and procedure of said court; to provide a fine and forfeiture fund for said Court; to provide for the transfer of certain causes now or hereafter pending in the Circuit Court and the Juvenile Court and of Cherokee County, Alabama, to the Cherokee Law and Equity Court; and to abolish the County Court of Cherokee County, Alabama; and to give the said Court Juvenile Jurisdiction", and amended by Act No. 493, Local Acts of Alabama 1945, be and the same is hereby further amended to read as follows:

"Section 5. That the Judge of said Court shall receive a salary of Four Thousand Two Hundred Dollars (\$4200.00) per annum, payable in equal monthly installments out of the County Treasury at the end of each month, his signed receipt being required."

Section 2. This Act shall become effective at the beginning of the next term of office of said Judge of said Court as provided by law.

J. B. Burkhalter  
Representative  
Cherokee County, Alabama

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF CHEROKEE

Before me, Jack Livingston, a Notary Public in and for said county in said state, personally appeared Joe Shaw, Jr., who, being by me first duly sworn, deposes and says that he is publisher of the Cherokee County Herald, a newspaper published in the Town of Centre, Alabama, in Cherokee County, Alabama; that the attached is a true, correct and complete copy of legal notice, A Bill to Be Entitled An Act as published in said newspaper once a week for four consecutive weeks, beginning on the 12th day of June, 1957, that said newspaper has been so published in said town for a period of more than fifty-two (52) consecutive weeks prior to the date of said publication and has a general circulation in said town and county; and that said newspaper has been entered as second class mail matter in the United States Post Office in said town for a period of more than fifty-two (52) consecutive weeks prior to the date of said publication.

JOE SHAW, JR.

Sworn to and subscribed before me this 11th day of July, 1957.

JACK LIVINGSTON,  
Notary Public.

By Mr. Burkhalter (with notice and proof):

H. 778. To repeal Act No. 584, Acts of Alabama 1951, approved August 30, 1951, entitled "An Act relating to Cherokee County; providing for the payment by the county of the compensation of the Chief Clerk in the office of the Judge of Probate."

Local Legislation No. 1.

Notice and Proof H. 778:

Notice is hereby given that the following legislation will be introduced at the 1957 Regular Session of the Legislature of Alabama, now convened.

A BILL  
TO BE ENTITLED  
AN ACT

To repeal Act No. 584, Acts of Alabama 1951, approved August 30, 1951, entitled "An Act relating to Cherokee County: Providing for the payment by the county of the compensation of the Chief Clerk in the office of the Judge of Probate".

Be It Enacted by the Legislature of Alabama:

Section 1. Act No. 584, Acts of Alabama 1951, approved August 30, 1951, and entitled "An Act relating to Cherokee County; providing for the payment by the County of the compensation of the Chief Clerk in the Office of the Judge of Probate", be and the same is expressly repealed.

Section 2. This Act shall become effective on the first day of the month following its passage and approval by the Governor, or its otherwise becoming a law.

J. B. Burkhalter  
Representative  
Cherokee County, Alabama  
15-4.

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF CHEROKEE

Before me, Jack Livingston, a Notary Public in and for said county in said state, personally appeared Joe Shaw, Jr., who, being by me first duly sworn, deposes and says that he is publisher of the Cherokee County Herald, a newspaper published in the Town of Centre, Alabama, in Cherokee County, Alabama; that the attached is a true, correct and complete copy of legal notice, A Bill to be Entitled an Act, as published in said newspaper once a week for four consecutive weeks, beginning on the 12th day of June, 1957; that said newspaper has been so published in said town for a period of more than fifty-two (52) consecutive weeks prior to the date of said publication and has a general circulation in said town and county; and that said newspaper has been entered as second class mail matter in the United States Post Office in said town for a period of more than fifty-two (52) consecutive weeks prior to the date of said publication.

JOE SHAW, JR.

Sworn to and subscribed before me this 11th day of July, 1957.

JACK LIVINGSTON,  
Notary Public.

By Mr. Burkhalter (with notice and proof):

H. 779. Amending Sections 1, 2 and 3 of Local Act No. 162, Local Acts of Alabama 1943, entitled "An Act to fix the salary of the Probate Judge of Cherokee County, Alabama, the Tax Collector of Cherokee County, the Tax Assessor of Cherokee County, the Clerk of the Court of Cherokee County, the Register in Chancery of Cherokee County, the County Solicitor of Cherokee County, the Sheriff of Cherokee County; to provide for his deputies and to provide for clerical assistance and other expenses of said officers of Probate Judge and Sheriff; to require each of said officers to collect all the fees, compensation and allowances heretofore collected by said officers and which may hereafter be collected by said officers and cover same into the county treasury on or before the fifth day of each month, and to provide for the payment of the salary of clerical assistance and other office expense by the treasury of the County", as amended by Act No. 121, Acts of Alabama, 1955.

Local Legislation No. 1.

Notice and Proof H. 779:

## LEGAL NOTICE

Notice is hereby given that the following local legislation will be introduced at the 1957 Regular Session of the Legislature of Alabama, now convened.

A BILL  
TO BE ENTITLED  
AN ACT

Amending Sections 1, 2 and 3 of Local Act No. 162, Local Acts of Alabama 1943, entitled "An Act to fix the salary of the Probate Judge of Cherokee County, Alabama, the Tax Collector of Cherokee County, the Tax Assessor of Cherokee County, the Clerk of the Court of Cherokee County, the Register in Chancery of Cherokee County, the County Solicitor of Cherokee County, the Sheriff of Cherokee County; to provide for his deputies and to provide for clerical assistance and other expenses of said officers of Probate Judge and Sheriff; to require each

of said officers to collect all the fees, compensation and allowances heretofore collected by said officers and which may hereafter be collected by said officers and cover same into the county treasury on or before the fifth day of each month, and to provide for the payment of the salary of clerical assistance and other office expense by the treasury of the county", as amended by Act No. 121, Acts of Alabama, 1955.

Be It Enacted by the Legislature of Alabama:

Section 1. That Section 1 of Local Act 162, Local Acts of Alabama 1943, entitled an Act, "To fix the salary of the Judge of Probate of Cherokee County, Alabama, the Tax Collector of Cherokee County, the Tax Assessor of Cherokee County, the Clerk of the Circuit Court of Cherokee County, the Register in Chancery of Cherokee County, the County Solicitor of Cherokee County, the Sheriff of Cherokee County; to provide for his deputies and to provide for clerical assistance and other expenses of said officers of Probate Judge and Sheriff; to require each of said officers to collect all the fees, compensation and allowances heretofore collected by said officers and which may hereafter be collected by said officers and cover same into the County Treasury on or before the fifth day of each month, and to provide for the payment of the salary of clerical assistance and other office expense by the Treasury in the County", as amended by Act No. 121, Acts of Alabama 1955, be and the same is hereby further amended to read as follows:

"Section 1. That commencing at the beginning of their next term of office, the salary of the following named officers of Cherokee County, Alabama, shall be as follows: The salary of Judge of Probate shall be Five Thousand and Four Hundred Dollars (\$5400.00) per annum, net. The salary of the Tax Collector shall be Three Thousand Six Hundred Dollars (\$3600.00) per annum, net. The salary of the Tax Assessor shall be Three Thousand Six Hundred Dollars (\$3600.00) per annum, net, and the Tax Assessor and the Tax Collector shall not be required to make the rounds required to be made in Title 51, Section 38 of Code of Alabama of 1940. The salary of the Clerk of the Circuit Court shall be Three Thousand Dollars (\$3000.00) per annum, net. The salary of the Register in Chancery shall be One Thousand Eight Hundred Dollars (\$1800.00) per annum, net. The salary of the County Solicitor shall be Two Thousand Four Hundred Dollars (\$2400.00) per annum, net. The salary of the Sheriff shall be Four Thousand Two Hundred Dollars (\$4200.00) per annum, net. The said annual salary or compensation of each of said officers shall be paid out of the County Treasury of Cherokee County in equal monthly installments at the end of each month upon warrants drawn in the same manner as employees of Cherokee County are paid."

Section 2. That Section 2 of said Local Act No. 162, Local Acts of Alabama 1943, as amended by Act No. 121, Acts of Alabama 1955, be and the same is hereby further amended to read as follows:

"Section 2. That when this Act goes into effect each of said officers named in Section 1 of this Act shall continue to collect all legal charges, fees, costs, compensations and allowances heretofore or hereafter authorized to be collected by them or any one of them and shall pay same into the County Treasury on the first Monday of each month thereafter. The Board of Revenue or like governing body of Cherokee County is required, authorized and empowered to provide sufficient clerks, deputies and assistants to the said Judge of Probate, but the said Judge of Probate shall select the said clerks, deputies, and other assistants and shall fix their compensation, subject to the approval of the Board of Revenue, but the combined salary or compensation of said clerks, deputies and assistants selected by him shall not exceed Seven Thousand

Two Hundred Dollars (\$7200.00) per annum. The said Judge of Probate shall have the right to discharge the said clerks and deputies and assistants at will. The salary or compensation of said clerks, deputies and assistants shall be paid in equal monthly installments out of the general fund of Cherokee County upon separate warrants drawn in the same manner as other employees of Cherokee County are paid".

Section 3. That Section 3 of said Local Act No. 162, Local Acts of Alabama 1943, as amended by Act No. 121, Acts of Alabama 1955, be and the same is hereby further amended to read as follows:

"Section 3. The Board of Revenue or like governing body of Cherokee County shall provide each of said officers named in Section 1 of this Act with the necessary offices, books, stationery, office equipment, supplies, files, furniture, typewriters, adding machines, postage and other conveniences and equipment necessary for the proper and efficient conducting and handling of the affairs of said office.

The Board of Revenue or other like governing body shall provide additional clerical help as they deem necessary for the proper and efficient operation of the offices named in Section 1 of this Act, but the total compensation of all such clerks shall not exceed Three Thousand Six Hundred Dollars (\$3600.00) per annum. The Board of Revenue or other like governing body shall provide the sheriff with gasoline and motor oil and automobile expense for transportation, in the enforcement of the laws of the State and the proper and efficient conduct of his office, in a sum not to exceed One Hundred Fifty Dollars (\$150.00) per month, to be paid by properly receipted bills and vouchers presented for payment each month.

Section 4. That all laws or parts of laws in conflict with the provisions of this Act be and the same are hereby repealed.

Section 5. The provisions of this Act shall become effective upon its passage and approval by the Governor, or its otherwise becoming a law.

J. B. Burkhalter  
Representative  
Cherokee County, Alabama  
16-4c.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF CHEROKEE

Before me, Jack Livingston, a Notary Public in and for said county in said state, personally appeared Joe Shaw, Jr., who, being by me first duly sworn, deposes and says that he is publisher of the Cherokee County Herald, a newspaper published in the Town of Centre, Alabama, in Cherokee County, Alabama; that the attached is a true, correct and complete copy of legal notice as published in said newspaper once a week for four consecutive weeks beginning on the 19th day of June, 1957; that said newspaper has been so published in said town for a period of more than fifty-two (52) consecutive weeks prior to the date of said publication and has a general circulation in said town and county, and that said newspaper has been entered as second class mail matter in the United States Post Office in said town for a period of more than fifty-two (52) consecutive weeks prior to the date of said publication.

JOE SHAW, JR.

Sworn to and subscribed before me this 11th day of July, 1957.

JACK LIVINGSTON,  
Notary Public.



By Messrs. Bradford, McNider, Oakley, Richardson, Bassett, Kirkham, Holliman, Nolen, Goodwyn, Edwards (Escambia), Nettles, Locke (Perry), DeSear, Jenkins, Cox, Hunt, McClendon, Ashworth, Ferrell, Brooks, Dickson and Locke (Choctaw):

H. 780. To amend Section 567 of Title 52, Code of Alabama 1940, which relates to sixteenth section lands.

Ways and Means.

By Messrs. Kendall, Hare, Brannan, Summerlin and Stokes:

H. 781. To amend further Section 10 of Title 37, Code of Alabama (1940), which relates to the incorporation of cities and towns.

Local Government.

By Mr. Kendall (with notice and proof):

H. 782. Relating to Conecuh County: To provide further for purging the registration lists of the names of those electors of Conecuh County who have died, become insane, or convicted of crime, or otherwise disqualified as electors under the provisions of the Constitution, by requiring the re-registration of electors of the county registered on or after January 1, 1903.

Local Legislation No. 1.

Notice and Proof H. 782:

#### LEGAL NOTICE

#### STATE OF ALABAMA COUNTY OF CONECUH

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Relating to Conecuh County: To provide further for purging the registration lists of the names of those electors of Conecuh County who have died, become insane, or convicted of crime, or otherwise disqualified as electors under the provisions of the Constitution, by requiring the re-registration of electors of the county registered on or after January 1, 1903.

Be It Enacted by the Legislature of Alabama:

Section 1. The board of registrars of Conecuh County is hereby authorized, directed and required to conduct a re-registration of electors of the county registered on or after January 1, 1903, in the manner provided in this Act. Each registrar shall receive ten dollars (\$10.00) per day, to be paid by the county, and disbursed by the judge of probate, for each day's attendance upon the sessions of the board, not to exceed thirty days per annum in addition to the days on which such registrars are required by other laws to meet. If one or more of the members of the board shall refuse, neglect, or be unable to serve, or if a vacancy or vacancies occur in the membership of the board from any cause, the Governor, Auditor, and Commissioner of Agriculture and Industries, or a majority of them, shall forthwith make other appointments to fill such board.

Section 2. Within one year after the date on which this Act becomes effective, the board of registrars of Conecuh County shall visit

each precinct at least once, and oftener if necessary, to make a complete re-registration of all electors previously registered, and shall remain there at least one day from nine o'clock in the morning until four o'clock in the afternoon. Any registrar who uses his personal automobile in traveling in the performance of his duties hereunder shall be entitled to reimbursement for the expense thereof at the rate of eight cents per mile for each mile necessarily traveled. Every claim for such reimbursement shall be approved by the chairman of the board of registrars and verified by the claimant. The board shall give at least ten days' notice of the time when, and the place in the precinct where they will attend to register applicants, by advertisement in a newspaper published in the county. Upon failure to give such notice, or to attend any appointment made by them in any precinct, they shall, after like notice, fill new appointments. The board shall remain in session for such time as may be necessary to complete such re-registration. No person shall be registered except at the county seat or in the precinct in which he resides. The registrars shall issue to each person registered a certificate of re-registration.

Section 3. The board of registrars shall have power to examine under oath or affirmation all applicants for re-registration, and to take testimony touching the qualifications of such applicants.

Section 4. The board of registrars shall meet on the first Monday in January after the expiration of one year from the date on which this Act becomes effective for the purpose of purging the registration lists. The names of all those persons on the registration lists who have died, become non-residents of the State, become insane, or who have been convicted of any offense mentioned in Section 182 of the Constitution, or otherwise disqualified as electors under the provisions of the Constitution, and any names of persons who have failed to be re-registered in accordance with this Act, shall be stricken from the registration lists.

Section 5. When the name of any elector is proposed to be stricken from the registration list in accordance with this Act, unless he is dead or is a non-resident of the State, notice shall be issued to him by the board of registrars, citing him to appear before the board on a day certain and show cause why his name should not be stricken from the list. Such notice may be served by the sheriff or be sent by United States mail to the elector's last known address. In addition to such notice, the board of registrars must give notice in some newspaper published in the county. On the date set in the notice, or at a later date to which the case may have been continued by the board, the board shall proceed to consider the case of each elector whose name it proposes to strike from the registration list and determine the same. Any person whose name is stricken from the list may appeal from the decision of the board, without giving security for costs, and a trial by jury may be had; and the board shall forthwith certify the proceedings to the circuit clerk, who shall docket the case in the circuit court.

Section 6. The board of registrars shall, on or before the first day of February after the expiration of one year from the date on which this Act becomes effective, or as soon thereafter as may be practicable, file in the office of the judge of probate of the county, a complete list, sworn to by them, of all persons registered in the county, showing the ages of such persons so registered, with the precincts or wards in which each of such persons resides set opposite the names of such persons, and shall also file a like list in the office of the Secretary of State.

Section 7. The judge of probate shall, on or before the first day of March after the expiration of one year from the date on which this

Act becomes effective, or as soon thereafter as is practicable, cause to be made from such list, in duplicate, in the books, furnished by the Secretary of State, an alphabetical list by precincts of the persons shown by the list of the registrars to have been re-registered in the county, and shall file one of such alphabetical lists in the office of the Secretary of State. The judge of probate shall keep both the original list filed by the registrars and the alphabetical list made therefrom as public records in his office.

Section 8. The Secretary of State shall furnish to the board of registrars the necessary forms, stationery, and supplies for effectuating the purpose of this Act, and the expense incurred thereby shall be paid out of the county treasury. The county shall pay all other reasonable and necessary expenses incurred by the board in carrying out the provisions of this Act.

Section 9. Re-registration of electors may be made on any day the board is in session, except as otherwise provided herein, but registrars shall not be entitled to receive but one per diem allowance for one day's service.

Section 10. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 11. All laws or parts of laws which conflict with this Act are repealed.

Section 12. The provisions of this Act shall become operative only if approved by a majority of the electors of Conecuh County, voting in a referendum to be held on the same date on which the first election for the submission of amendments to the Constitution is held after the passage of this Act. The county governing body of Conecuh County shall order and provide for the holding of the referendum on such date. On the ballots to be used at the election the questions shall be stated substantially as follows: "Shall the provisions of Act No. \_\_\_\_\_, of the 1957 Regular Session of the Legislature, approved the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_, which provides for the re-registration of all voters in Conecuh County, be adopted? Yes ( ) ; No ( )." If a majority of the votes cast in the election are "yes," the provisions of this Act shall become operative immediately. If the majority are "no," this Act shall have no effect.

(June 6-13-20-27-c).

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF CONECUH

Before me, the undersigned authority in and for said County in said State, this day personally appeared R. G. Bozeman, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Evergreen Courant, a newspaper of general circulation published in Conecuh County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 6, June 13, June 20, and June 27, all in the year 1957.

R. G. BOZEMAN.

Sworn to and subscribed before me July 15, 1957.

MABEL AMOS,  
Notary Public.

By Messrs. Gilmer, Albea, McKay, Gilchrist, Goodwyn, Hall, Hanby, Tyson, Dawkins, Dement, deGraffenried, Merrill, Simon, Stembridge, Brewer, Hardy, Vacca, Nolen, Adams (Jefferson), Lackey, Kaul and Hain:

H. 783. To require the county to pay the premium on the bond of the chief clerk of the judge of probate in all counties where the judge of probate is compensated on a salary basis.

Ways and Means.

By Messrs. Law and Speaks:

H. 784. To re-divide the State into judicial circuits; to create the Thirty-fourth Judicial Circuit and to provide for a judge and solicitor of such newly-created circuit.

Local Legislation No. 1.

By Messrs. Edwards (Escambia), Kendall and Brassell:

H. 785. To amend further Section 1 of Act No. 531, S. 101, approved September 30, 1947 (General Acts of Alabama, 1947, p. 388), which regulates the compensation of members of county boards of registrars.

Ways and Means.

By Mr. Branyon (with notice and proof):

H. 786. Relating to Fayette County; authorizing the court of county commissioners, board of revenue, or like governing body of said county to levy additional county privilege license and excise taxes, for general educational purposes, paralleling the state sales and use taxes provided for in Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, when such a levy is approved at an election called for such purpose; providing for the ordering and holding of such election providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; providing for the enforcement of the Act; and providing penalties for violations.

Local Legislation No. 1.

Notice and Proof H. 786:

#### STATE OF ALABAMA COUNTY OF FAYETTE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

#### A BILL TO BE ENTITLED AN ACT

Relating to Fayette County; authorizing the court of county commissioners, board of revenue, or like governing body of said county to levy additional county privilege license and excise taxes, for general educational purposes, paralleling the state sales and use taxes provided for in Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, when such a levy is approved at an election called for such purpose; providing for the ordering and holding of such election; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; providing for the enforcement of the Act; and providing penalties for violations.

Be It Enacted by the Legislature of Alabama:

Section 1. The court of county commissioners, board of revenue, or like governing body of Fayette County, may, when requested to do so

by the county board of education by resolution duly adopted, order an election to determine whether or not special privilege license and excise taxes, in the amount hereinafter provided, shall be levied for general educational purposes within the county. The sheriff must give notice at least thirty days before any election to be held under this Act, by publication in some newspaper in the county, and by posting such notice at the courthouse door and at three other public places in the county, of the time of holding and the purpose of the election. The court of county commissioners, board of revenue, or like governing body of said county shall provide for the holding of the election on the date specified in the notice. If the question of levying the special taxes authorized herein fails to carry at such election, that fact shall not preclude the submission of the question to the voters at a subsequent election held at any time not less than two years from the date of the preceding election.

Section 2. The court of county commissioners, board of revenue, or like governing body of the county shall declare the result of the election, and if a majority of the electors voting on the question have voted in favor of the special taxes, the court of county commissioners, board of revenue, or like governing body of the county may by resolution or ordinance levy, in addition to all other taxes of every kind now imposed by law, a county privilege or license tax against the person on account of business activities in an amount to be determined by the application of rates against gross sales, or gross receipts, as the case may be, and a county excise tax, as follows:

- 1) Upon every person, firm, or corporation engaged or continuing within the county in business of selling at retail any tangible personal property whatsoever, including merchandise and commodities of every kind and character, except bonds or other evidences of debt or stocks, an amount equal to one percent of the gross proceeds of the sales of the business.

- 2) Upon every person, firm, or corporation engaged or continuing within the county in the business of conducting or operating places of amusement or entertainment, billiard and pool rooms, bowling alleys, amusement devices, musical devices, theaters, opera houses, moving picture shows, vaudeville, amusement parks, athletic contests including wrestling matches, prize fights, boxing and wrestling exhibitions, football and baseball games (including athletic contests conducted by or under the auspices of any educational institution or any athletic association thereof, or other association whether such institution or association be denominational or a state, county or city school or other institution, association or school), skating rinks, race tracks, golf courses, or any other place at which any exhibition, display, amusement, or entertainment is offered to the public or any place or places where an admission fee is charged (including public bathing places, public dance halls of every kind and description) conducted or carried on within the county, an amount equal to one percent of the gross receipts of any such business.

- 3) An excise tax on the storage, use, or other consumption in the county of tangible personal property purchased at retail, at the rate of one percent of the sales price of such property.

- 4) Upon every person, firm or corporation engaged or continuing within the county in the business of selling any automotive vehicle or truck trailer and semi-trailer, an amount equal to one-third of one percent of the gross proceeds of the sales of such automotive vehicle, truck trailer, and semi-trailer.

- 5) Upon every person, firm, or corporation engaged or continuing within the county in the business of selling any used automotive vehicle

or truck trailer or semi-trailer, where such vehicles are bought for purposes of resale, an amount equal to one-third of one percent of the gross proceeds of the sale of said automotive vehicle or truck trailer and semi-trailer; provided, however, this subsection shall not apply to the sale of any used automotive vehicle or truck trailer or semi-trailer where it was acquired as a part of the consideration for the sale, trade, or exchange, in the county of any new used motor vehicle, truck, trailer, or semi-trailer.

6) An excise tax on the storage, use, or other consumption in the county of any new or used automotive vehicle, truck trailer, or semi-trailer purchased at retail on or after the date a tax is imposed under the authority of this Act for storage, use, or other consumption in the county at the rate of one-third of one percent of the sales price of such automotive vehicle, truck trailer, or semi-trailer.

The taxes authorized to be levied by this Act shall be subject to all definitions, exemptions, proceedings, rules, regulations, requirements, fines, penalties, punishments and deductions as are provided in Articles 10 and 11, Chapter 20, Title 51 of the Code of Alabama (1940), and amendments thereof, except where the same are inapplicable or where they are herein otherwise provided for.

Every person storing, using, or otherwise consuming in the county any tangible personal property purchased at retail shall be liable for the tax authorized to be imposed by paragraph 3 or 6 above, and the liability shall not be extinguished until the tax has been paid, provided that a receipt from a retailer maintaining a place of business in the county showing the payment of said tax shall be sufficient to relieve the purchaser from further liability for a tax to which such receipt may refer.

Section 3. The taxes herein authorized, when levied in accordance with the provisions of this Act, shall be collected by the Department of Revenue of the State of Alabama, at the same time and along with the collection by that department of taxes levied and collected for the State of Alabama under the provisions of Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, and all reports now required to be made to the Commissioner of Revenue shall, on request of the Department of Revenue, be available for inspection by the chairman of the court of county commissioners, board of revenue, or like governing body of the county, or his designated agent, at reasonable times during business hours. The State Department of Revenue shall prepare and distribute such reports, form and other information as may be necessary for the collection of the county taxes authorized to be levied by this Act, and shall have all the authority and duties in connection with such taxes as are now given by law to the Department of Revenue or the Commissioner of Revenue in connection with the collection of the State's sales and use taxes provided for by Articles 10 and 11 of Chapter 20, Title 51, Code of Alabama (1940), as amended. It shall be the duty of the Commissioner of Revenue to pay into the State Treasury all taxes collected under this Act; and on or before the first day of the following month, the Commissioner shall certify to the Comptroller the amount of special taxes levied and collected under the provisions of this Act for the use and benefit of the county during the calendar month immediately preceding the making of such certificate. Whereupon, it shall be the duty of the comptroller to issue his warrants on the State Treasurer payable as follows, in a total amount equal to the amount so certified by the Commissioner of Revenue as having been collected for the use of the county and paid into the State Treasury. The Comptroller shall pay the amount so certified by the Commissioner of Revenue as having been collected for the use of the county to the custodian of school funds of Fayette County, and said funds shall be used exclusively for general educational purposes within the county.

Section 4. The Department of Revenue shall charge the county for collecting the special taxes herein authorized a percentage of the taxes to be computed on the same basis as the total cost of collecting the state sales and use taxes bears to the total amount of state sales and use taxes collected for each fiscal year ending September 30. Such charge for collecting the special taxes shall be deducted once each year from the special sales and special use taxes collected in the month of September of each year before certifying the amount of special sales and special use taxes due the county for that month. The Department of Revenue shall have full authority to employ such special counsel as it deems necessary from time to time to enforce collection of the taxes authorized to be levied by this Act, and otherwise to enforce the provisions of this Act, including any litigation involving the Act; and the Department of Revenue shall pay such special counsel such fees as it deems necessary and proper from the proceeds of the taxes collected by it for the county.

Section 5. The taxes authorized herein, together with the interest and penalties which are authorized by this Act, shall be a lien upon the property of any person, firm, or corporation liable for taxes under the provisions of this Act, and all of the provisions of the revenue laws of the State of Alabama applying to or relating to the enforcement of liens for license taxes due the State of Alabama shall apply fully to the collection of taxes levied under the authority of this Act. The taxes authorized by this Act shall be in addition to all other licenses and taxes levied by law as a condition precedent to engage in any business taxable hereunder in any county to which this Act applies.

Section 6. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 7. This Act shall become effective on the first day after the date of its enactment.

(6-13-4tc).

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF FAYETTE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Gearldean Howe, who, being by me first duly sworn, deposes and says that during the times herein mentioned, he was publisher of the Fayette County Times, a newspaper of general circulation published in Fayette County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 13, June 20, June 27, and July 4, all in the year 1957.

CULLEN MORGAN.

Sworn to and subscribed before me this 5th day of July, 1957.

GEARLDEAN HOWE,  
Notary Public.

By Messrs. Mathison and Solomon (with notice and proof):

H. 787. To amend Section 7 of an act approved July 7, 1947, entitled "An Act To re-enact Act 123, approved June 12, 1935, entitled, 'An Act To provide for the division of Henry County, Alabama, into four Commissioners Districts; to define the boundary lines thereof; by showing the beats composing such Commissioners Districts; to provide for the election of one Commissioner from each of said Districts; to fix their

terms of office; to prescribe their qualifications, powers and duties; to require that said Commissioners be voted for by the voters of the entire County and not by the voters of each Commissioners District; to fix their salaries, terms of office and the filling of vacancies; to fix the date of their election and their successors; to require said Commissioners to give bond and to further regulate and prescribe the powers, authority and duties of said Commissioners Court and to fix penalties for the violation of this Act' " (Act No. 82, H. 340, Local Acts of 1947, p. 58).

Local Legislation No. 1.

Notice and Proof H. 787:

A BILL  
TO BE ENTITLED  
AN ACT

STATE OF ALABAMA  
COUNTY OF HENRY

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

To amend Section 7 of an act approved July 7, 1947, entitled "An Act To re-enact Act 123, approved June 12, 1935, entitled, 'An Act To provide for the division of Henry County, Alabama, into four Commissioners Districts; to define the boundary lines thereof; by showing the beats composing such Commissioners Districts; to provide for the election of one Commissioner from each of said Districts; to fix their terms of office; to prescribe their qualifications, powers and duties; to require that said Commissioners be voted for by the voters of the entire County and not by the voters of each Commissioners District; to fix their salaries, terms of office and the filling of vacancies; to fix the date of their election and their successors; to require said Commissioners to give bond and to further regulate and prescribe the powers, authority and duties of said Commissioners Court and to fix penalties for the violation of this Act' " (Act No. 82, H. 340, Local Acts of 1947, p. 58).

Be It Enacted by the Legislature of Alabama:

That Section 7 of an act approved July 7, 1947, entitled "An Act To re-enact Act 123, approved June 12, 1935, entitled, 'An Act To provide for the division of Henry County, Alabama, into four Commissioners Districts; to define the boundary lines thereof; by showing the beats composing such Commissioners Districts; to provide for the election of one Commissioner from each of said Districts; to fix their terms of office; to prescribe their qualifications, powers and duties; to require that said Commissioners be voted for by the voters of the entire County and not by the voters of each Commissioners District; to fix their salaries, terms of office and the filling of vacancies; to fix the date of their election and their successors; to require said Commissioners to give bond and to further regulate and prescribe the powers.

"Section 7. The compensation of each commissioner shall be \$1,200 per annum, to be paid in equal monthly installments out of the general funds and Gasoline Fund of the County, on warrants drawn by the Probate Judge."

June 13-20-27 July 4c.

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF HENRY

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. Edward Dodd, who, being by me



first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Abbeville Herald, a newspaper of general circulation published in Henry County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 13, June 20, June 27, and July 4, all in the year 1957.

J. EDWARD DODD.

Sworn to and subscribed before me July 8, 1957.

A. C. RICHARDS,  
Notary Public.

By Messrs. Lackey, Vacca, Edwards (Jefferson), Nice, Perry, Kaul, Adams (Jefferson) and Oden:

H. 788. To fix the compensation of surgeons and physicians when duly summoned by the coroner in all counties having a population of Five Hundred Thousand (500,000) or more inhabitants according to the last or any subsequent Federal census; providing for the method of payment and designating the funds from which payment shall be made.

Local Legislation No. 2.

By Messrs. Vacca, Martin, Stokes and Branyon:

H. 789. To provide for the establishment, maintenance, and operation of a trade school for the prison system of Alabama at Draper Prison, and to provide an appropriation therefor.

Ways and Means.

By Messrs. Brown (Lee) and Ward (with notice and proof):

H. 790. Relating to Lee County: To abolish the office of County Solicitor and Deputy Circuit Solicitor for such County, and to require the Circuit Solicitor of the Thirty-third Judicial Circuit to represent the State of Alabama and Lee County in all proceedings in which the County Solicitor or Deputy Circuit Solicitor were formerly required by law to represent the State or the county.

Local Legislation No. 1.

Notice and Proof H. 790:

STATE OF ALABAMA  
COUNTY OF LEE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Lee County: To abolish the office of County Solicitor and Deputy County Solicitor for such County, and to require the Circuit Solicitor of the Thirty-third Judicial Circuit to represent the State of Alabama and Lee County in all proceedings in which the County Solicitor or Deputy Circuit Solicitor were formerly required by law to represent the State or the county.

Be It Enacted by the Legislature of Alabama:

Section 1. The office of county solicitor of Lee County is hereby abolished, and the duties of such office are hereby imposed on the solicitor of the Thirty-third Judicial Circuit.

Section 2. The office of deputy circuit solicitor of Lee County is hereby abolished, and notwithstanding the provisions of Title 13, Section 256, Code of Alabama, 1940, the circuit solicitor of the Thirty-third Judicial Circuit, which includes Lee County, shall not appoint nor be authorized to appoint a deputy circuit solicitor for Lee County.

Section 3. In addition to all other duties required by law of the circuit solicitor of the Thirty-third Circuit, which includes Lee County, it shall be the duty of such solicitor to represent the State of Alabama and Lee County in all cases, actions and proceedings in which the State of Alabama and Lee County would have been represented by the county solicitor of Lee County had the office of county solicitor not been abolished.

Section 4. The provisions of this Act are severable. Should any section, paragraph or portion of this Act be declared unconstitutional, it shall not invalidate the remaining sections, paragraphs or portions hereof.

Section 5. Act No. 220, H. 679, approved July 12, 1949 (Acts of Alabama, 1949, page 312), and any and all other laws in conflict herewith are hereby repealed.

Section 6. This Act shall become operative on the date that Lee County becomes a separate judicial circuit pursuant to an act passed during this Regular Session of the Legislature of 1957. If Lee County does not so become a separate judicial circuit then this Act shall have no force or effect; provided further nothing herein shall be construed to prevent the present solicitor of Lee County from continuing to perform the duties of his office and to draw the compensation therefor during the term for which he was elected under Act No. 220, H. 679, approved July 12, 1949 (Acts of 1949, page 312).

Adv. 10-17-24-1

#### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF LEE

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. C. Wear, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Vice-President of the Opelika Daily News, a newspaper of general circulation published in Opelika, Lee County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 10, June 17, June 24, and July 1, all in the year 1957.

W. C. WEAR, JR.

Sworn to and subscribed before me July 15, 1957.

CARRIE B. DARDEN,  
Notary Public, Lee County, Ala.

By Mr. Dement (with notice and proof):

H. 791. To authorize and require the governing body of Limestone County to place certain plaques or markers on the Easter Ferry Bridge, which is located within that county.

Local Legislation No. 1.

Notice and Proof H. 791:

STATE OF ALABAMA  
COUNTY OF LIMESTONE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To authorize and require the governing body of Limestone County to place certain plaques or markers on the Easter Ferry Bridge, which is located within that county.

Be It Enacted by the Legislature of Alabama:

Section 1. Upon the completion of the Easter Ferry Bridge, which is located in Limestone County, the court of county commissioners, board of revenue or like governing body of Limestone County shall place an appropriate plaque or marker on each end of the bridge, which plaque or marker shall show the name of the bridge, the year of its construction, the names of the senator and representative representing the county in the Legislature at the time of its completion, the names of the chairman and members of the county governing body, and the name of the contractor by whom the bridge was constructed. The expense of obtaining such plaques or markers and placing them upon the bridge shall be paid out of the county treasury by the court of county commissioners, board of revenue or like governing body of Limestone County.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

James M. Dement  
Rep. Limestone County  
State Legislature

J9.

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the Limestone Democrat, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 18, June 25, July 2, and July 9, all in the year 1957.

STEELE MCGREW.

Sworn to and subscribed before me July 11, 1957.

LOLA P. ORR,  
Notary Public.

By Mr. Dement (with notice and proof):

H. 792. To require the county board of education of Limestone County to donate to the members of the community in which the school is located the buildings and sites associated with any school discontinued by such board, or to donate the building materials contained in any

dismantled school building if the county board of education desires to retain possession of the site thereof; and to authorize the use of such buildings as community centers, or the use of such materials for the construction of community centers.

Local Legislation No. 1.

Notice and Proof H. 792:

STATE OF ALABAMA  
COUNTY OF LIMESTONE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To require the county board of education of Limestone County to donate to the members of the community in which the school is located the buildings and sites associated with any school discontinued by such board, or to donate the building materials contained in any dismantled school building if the county board of education desires to retain possession of the site thereof; and to authorize the use of such buildings as community centers, or the use of such materials for the construction of community centers.

Be It Enacted by the Legislature of Alabama:

Section 1. Whenever the county board of education of Limestone County discontinues any school within its jurisdiction all buildings, and the sites thereof, associated with the school being discontinued shall be donated by such board to the community in which such school is located, for use as a community center by the members of such community. In the event that any school building is dismantled, and the county board of education of Limestone County desires to retain possession of the site on which such building was erected, such board shall donate to the members of the community in which such building was located all the building materials contained in such dismantled building, and the members of such community may move such materials to such other site as they may obtain, for the construction of a building to be used as a community center.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

James M. Dement  
Representative  
State Legislature

J9.

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the Limestone Democrat, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four

successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 18, June 25, July 2, and July 9, all in the year 1957.

STEELE McGREW.

Sworn to and subscribed before me July 11, 1957.

LOLA L. ORR,  
Notary Public.

By Mr. Dement (with notice and proof):

H. 793. To designate as "The Buck Island Bridge" the new bridge approved for construction in Limestone County at or near the site of the present bridge of the same name, and to require the governing body of Limestone County to place certain plaques or markers thereon.

Local Legislation No. 1.

Notice and Proof H. 793:

STATE OF ALABAMA  
COUNTY OF LIMESTONE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To designate as "The Buck Island Bridge" the new bridge approved for construction in Limestone County at or near the site of the present bridge of the same name, and to require the governing body of Limestone County to place certain plaques or markers thereon.

Be It Enacted by the Legislature of Alabama:

Section 1. The new bridge approved for construction at or near the site of the present Buck Island Bridge in Limestone County is hereby designated and shall be known as "The Buck Island Bridge."

Section 2. Upon the completion of the bridge, the court of county commissioners, board of revenue or like governing body of Limestone County shall place an appropriate plaque or marker on each end of the bridge, which plaque or marker shall show the name of the bridge and the names of the present Governor of the State of Alabama, the present State Highway Director, the senator and representative now representing the county in the Legislature, the chairman and members of the county governing body, and the contractor by whom the bridge was constructed. The expense of obtaining such plaques or markers and placing them upon the bridge shall be paid out of the county treasury by the court of county commissioners, board of revenue or like governing body of Limestone County.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

James M. Dement  
Rep. Limestone County  
State Legislature

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the Limestone Democrat, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 18, June 25, July 2, and July 9, all in the year 1957.

STEELE MCGREW.

Sworn to and subscribed before me July 11, 1957.

LOLA L. ORR,  
Notary Public.

By Mr. Dement (with notice and proof):

H. 794. To authorize each member of the court of county commissioners, board of revenue or like governing body of Limestone County to construct, within the district which he represents on such county governing body, a shed for the storage of tools and other equipment belonging to the county, and a dwelling house in which he or some competent person designated by him shall reside in order to take care of the county property stored in such shed; and to authorize the expenditure of county funds for such purposes.

Local Legislation No. 1.

Notice and Proof H. 794:

STATE OF ALABAMA  
COUNTY OF LIMESTONE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To authorize each member of the court of county commissioners, board of revenue or like governing body of Limestone County to construct, within the district which he represents on such county governing body, a shed for the storage of tools and other equipment belonging to the county, and a dwelling house in which he or some competent person designated by him shall reside in order to take care of the county property stored in such shed; and to authorize the expenditure of county funds for such purposes.

Be It Enacted by the Legislature of Alabama:

Section 1. Each member of the court of county commissioners, board of revenue or like governing body of Limestone County, immediately upon his taking office, or as soon thereafter as practicable, shall construct or cause to be constructed in the center of the district which he represents on such county governing body, or as near to the center thereof as feasible, a permanent shed for the storage of tools and other equipment belonging to Limestone County; and each such member shall

also construct a dwelling house, on the same site as that of the tool shed, in which he or some competent person designated by him shall reside in order to take care of the county property stored in such shed.

It is provided, however, that such sheds and dwellings shall not be constructed unless, in the discretion of such member of the county governing body, there is a necessity therefor. In the event that such buildings are deemed necessary, the costs of their construction shall be paid from the county treasury by the court of county commissioners, board of revenue or like governing body of Limestone County.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

James M. Dement  
Rep. Limestone County  
State Legislature

J9.

### PROOF OF PUBLICATION

#### STATE OF ALABAMA COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the Limestone Democrat, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 18, June 25, July 2, and July 9, all in the year 1957.

STEELE MCGREW.

Sworn to and subscribed before me July 11, 1957.

LOLA L. ORR,  
Notary Public.

By Mr. Rodgers:

H. 795. To propose an amendment to the Constitution of Alabama relating to the abolition of Macon County.

Local Legislation No. 1.

The above bill was read a second time at length as required by the Constitution.

By Mr. Fite (with notice and proof):

H. 796. To alter, rearrange and extend the boundary lines and corporate limits of the municipality of Boston in Marion County, Alabama, so as to include within the corporate limits of said municipality the unincorporated community of Brilliant, and change the name of the municipality to "Brilliant, Alabama."

Local Legislation No. 1.

Notice and Proof H. 796:

#### STATE OF ALABAMA COUNTY OF MARION

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To alter, rearrange and extend the boundary lines and corporate limits of the municipality of Boston in Marion County, Alabama, so as to include within the corporate limits of said municipality the unincorporated community of Brilliant, and change the name of the municipality to "Brilliant, Alabama."

Be It Enacted by the Legislature of Alabama:

Section 1. The boundary lines and corporate limits of the municipality of Boston in Marion County, Alabama, are hereby altered, rearranged, and extended so as to include within the corporate limits of said municipality the following described lands situated in Marion County, Alabama, to-wit: Begin at SE corner of Section 11, Township 12, Range 12, in Marion County, Alabama. Follow south line of Section 11, Township 12, Range 12 West to intersection of Brilliant Railroad spur track off Frisco Railroad; thence along said railroad's north right-of-way line to the intersection of west line of SE $\frac{1}{4}$  of SW $\frac{1}{4}$ , Section 11, Township 12, Range 12; thence along said line north to NW corner of NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 11, Township 12, Range 12; thence north along west line of SE $\frac{1}{4}$  of SW $\frac{1}{4}$ , Section 2, Township 12, Range 12 to NW corner of SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 2, Township 12, Range 12; thence north along west line of NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 2, Township 12, Range 12 300 ft.; thence east paralleling north line of SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 2, Township 12, Range 12, to a point on east line of NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , Section 2, Township 12, Range 12; thence south along said line to SE corner of NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 2, Township 12, Range 12; thence east along line to NE corner of SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 2, Township 12, Range 12; thence east along north line of SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , Section 1, Township 12, Range 12 to NE corner of SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 1, Township 12, Range 12; thence south along east line of SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 1, Township 12, Range 12 to SE corner of SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , Section 1, Township 12, Range 12; thence east along north Section line of Section 12, Township 12, Range 12 to NE corner of NW $\frac{1}{4}$  of Section 12, Township 12, Range 12; thence south along center line of Section 12, Township 12, Range 12 of SE corner of NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 12, Township 12, Range 12; thence east along north line of SW $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 12, Township 12, Range 12 to NE corner of SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 12, Township 12, Range 12; thence south along east line of SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 12, Township 12, Range 12 to SE corner of SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 12, Township 12, Range 12; thence south along east line of NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , Section 13, Township 12, Range 12 620 ft.; thence west paralleling north section line of Section 13, Township 12, Range 12 to west line of NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , Section 13, Township 12, Range 12. Thence north along said line to NE corner of NW $\frac{1}{4}$  of Section 13, Township 12, Range 12; thence west along south line of Section 12, Township 12, Range 12 to SE corner of Section 11, Township 12, Range 12, the beginning point.

Section 2. It is the purpose of this Act to incorporate within the boundaries of and to annex to the municipality of Boston the unincorporated community of Brilliant, to include within the boundaries of the municipality the territory situated within the corporate limits of the municipality of Boston on the date of the passage of this Act and the additional territory described in this Act, and to change the name of the municipality from "Boston, Alabama" to "Brilliant, Alabama."

Section 3. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.



Section 4. All laws or parts of laws which conflict with this Act are repealed.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

4t6-20.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF MARION

Before me, the undersigned authority in and for said County in said State, this day personally appeared Robert E. Bonham, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor and Publisher of The Marion County News, a newspaper of general circulation published in Marion County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 20, June 27, July 4, and July 11, all in the year 1957.

ROBERT E. BONHAM.

Sworn to and subscribed before me July 15, 1957.

G. O. KARR,  
Notary Public.

By Mr. Cox (with notice and proof):

H. 797. Relating to Marshall County: To abolish the Board of Revenue and Control of Marshall County, created by Act No. 264, H. 756, approved August 23, 1955 (Acts of Alabama, 1955, p. 612), and to restore and establish a court of county commissioners of Marshall County in lieu thereof; to provide for the qualifications, manner of election, and compensation of its members.

Local Legislation No. 1.

Notice and Proof H. 797:

#### NOTICE A BILL TO BE ENTITLED AN ACT

Relating to Marshall County: To abolish the Board of Revenue and Control of Marshall County, created by Act No. 264, H. 756, approved August 23, 1955 (Acts of Alabama, 1955, p. 612), and to restore and reestablish a court of county commissioners of Marshall County in lieu thereof; to provide for its organization, powers, jurisdiction, and duties; and to provide for the qualifications, manner of election, and compensation of its members.

Be It Enacted by the Legislature of Alabama:

Section 1. The Board of Revenue and Control of Marshall County, created by Act No. 264, H. 756, approved August 23, 1955 (Acts of Alabama, 1955, p. 612), is abolished, and in lieu thereof there is hereby restored and reestablished in Marshall County a court of record styled the court of county commissioners of Marshall County, which shall be composed of the judge of probate, as principal judge, and four commissioners who shall be elected as hereinafter provided.

Section 2. At the general election to be held in 1958, and every four years thereafter, one commissioner shall be elected by the qualified electors of each of the districts established by Section 3 of this Act. Each commissioner must be a resident and qualified elector of the district from which he is elected, and shall continue to reside therein during his continuance in office. Commissioners shall hold office for terms of four years from the first Monday after the second Tuesday in January next succeeding their election and until their successors are elected and qualified. In the event of a vacancy on the court of county commissioners, the vacancy shall be filled by appointment by the Governor for the unexpired term. The present members of the Board of Revenue and Control shall serve as members of the court of county commissioners until their successors are elected and qualified as provided in this Act.

Section 3. For purposes of electing the county commissioners, as provided in Section 2 hereof, Marshall County is divided into the following districts: District No. 1 shall be composed of the territory included within the present boundaries of precincts 1, 12, 14, 15, 21, 25, 26, 27, and 29; District No. 2 shall be composed of the territory included within the present boundaries of precincts 7, 8, 9, 10, 11, 19, 23, and 30; District No. 3 shall be composed of the territory included within the present boundaries of precincts 2, 3, 4, 13, 16, 22, and 28; District No. 4 shall be composed of the territory included within the present boundaries of precincts 5, 6, 17, 18, 20, and 24.

Section 4. Regular terms of the court of county commissioners of Marshall County shall be held on the second and fourth Mondays in each month of each year.

Section 5. Except as otherwise provided herein, all general laws now in force in this State, in reference to the several courts of county commissioners, shall apply to the court of record created by this Act; the court of county commissioners of Marshall County shall have and exercise all the jurisdiction and powers which are, or hereafter may be, vested in courts of county commissioners by the general laws of this State; and the members of the court shall perform all the duties and services and exercise all the powers which are, or hereafter may be, provided by law for members of courts of county commissioners.

The court of county commissioners of Marshall County shall have and exercise only the powers and functions relative to the construction, maintenance, and repair of the county roads and bridges as are conferred upon it by this Act, as follows:

(a) to levy road and bridge taxes and to appropriate money for the construction, maintenance, and repair of county roads and bridges in the same manner and to the same extent as it may presently do so under the laws of this State;

(b) to borrow money and issue bonds or other evidences of indebtedness, subject to the approval of the State Highway Department, for the purpose of constructing, maintaining, and repairing county roads and bridges to the same extent as it may presently do so under the laws of the State;

(c) to determine, subject to the approval of the State Highway Department, the location of new roads and bridges within the county which may be established as an addition to the presently existing county road system of Marshall County;

(d) to exercise, subject to the approval of the State Highway Department, the right of eminent domain for the purpose of acquiring

rights-of-way for the establishment and changing of county roads and bridges in the manner presently provided by law.

The court of county commissioners of Marshall County shall have no authority:

(a) To employ or discharge or regulate or control in any manner personnel for the construction, maintenance, or repair of county roads and bridges;

(b) to contract for or purchase any services, supplies, equipment, machinery, or materials used in the construction, maintenance, or repair of county roads and bridges;

(c) to pay or order payment to any person, firm, or corporation for services rendered or supplies, equipment, machinery or materials provided in the construction, maintenance, or repair of county roads or bridges;

Section 6. Each member of the court of county commissioners of Marshall County shall receive a salary of one hundred dollars (\$100) per month, which salary shall be in lieu of all fees, per diem, expenses, or other compensation now allowed by law to county commissioners for services rendered in and about their duties as such commissioners. As compensation for the services required of him by this Act, the judge of probate shall be paid a salary of one hundred dollars (\$100) per month, which shall be his entire compensation for such services. The payment of all such salaries shall be made from monies of the county not otherwise pledged or appropriated by warrant drawn by the judge of probate on the first of each calendar month for the preceding month.

Section 7. All laws or parts of laws in conflict with this Act are hereby repealed; and Act No. 264, H. 756, approved August 23, 1955 (Acts of Alabama, 1955, p. 612), which created the Board of Revenue and Control of Marshall County, is expressly repealed.

Section 8. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 9. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

W4c-7-10.

#### PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF MARSHALL

Before me, the undersigned authority in and for said County in said State, this day personally appeared Porter Harvey, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor and Publisher of the Advertiser-Glean, a newspaper of general circulation published in Marshall County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 19, June 26, July 3, and July 10, all in the year 1957.

PORTER HARVEY.

Sworn to and subscribed before me July 10, 1957.

CHARLES R. SORTER,  
Notary Public.

By Mr. Cox (with notice and proof):

H. 798. Relating to the construction, maintenance and repair of the county roads and bridges of Marshall County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department and relieving the county, and the officials thereof, of certain duties in regard thereto; and providing for the transfer by the county and its officials to the State Highway Department of all funds, including Marshall County's proportionate share of the state gasoline tax, state motor vehicle license tax allocated to the county, and all supplies, equipment, machinery and materials used for the construction, maintenance and repair of county roads and bridges.

Local Legislation No. 1.

Notice and Proof H. 798:

A BILL  
TO BE ENTITLED  
AN ACT

Relating to the construction, maintenance and repair of the county roads and bridges of Marshall County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department and relieving the county, and the officials thereof, of certain duties in regard thereto; and providing for the transfer by the county and its officials to the State Highway Department of all funds, including Marshall County's proportionate share of the state gasoline tax, state motor vehicle license tax allocated to the county, and all supplies, equipment, machinery and materials used for the construction, maintenance and repair of county roads and bridges.

Be It Enacted by the Legislature of Alabama:

Section 1. The State Highway Department shall, subject to the provisions and limitations contained in this Act, be responsible for the construction, maintenance and repair of the county roads and bridges in Marshall County.

Section 2. The court of county commissioners, board of revenue or like governing body of Marshall County shall have and exercise only the powers and functions relative to the construction, maintenance and repair of the county roads and bridges as are conferred upon it by this Act, as follows:

a) To levy road and bridge taxes and to appropriate money for the construction, maintenance and repair of county roads and bridges in the same manner and to the same extent as it may presently do so under the laws of the State;

b) To borrow money and issue bonds or other evidences of indebtedness, subject to the approval of the State Highway Department, for the purpose of constructing, maintaining and repairing county roads and bridges to the same extent as it may presently do so under the laws of the State;

c) To determine, subject to the approval of the State Highway Department, the location of new roads and bridges within the county which may be established as an addition to the presently existing county road system of Marshall County;

d) To exercise, subject to the approval of the State Highway Department, the right of eminent domain for the purpose of acquiring rights-of-way for the establishment and changing of county roads and bridges in the manner presently provided by law.

Section 3. The court of county commissioners, board of revenue or like governing body of Marshall County shall have no authority.

a) To employ or discharge or regulate or control in any manner personnel for the construction, maintenance or repair of county roads and bridges;

b) To contract for or purchase any services, supplies, equipment, machinery or materials used in the construction, maintenance or repair of county roads and bridges;

c) To pay or order payment to any person, firm or corporation for services rendered or supplies, equipment, machinery or materials provided in the construction, maintenance or repair of county roads or bridges.

Section 4. Upon the effective date of this Act, the court of county commissioners, board of revenue or like governing body of Marshall County and all officials of the county shall transfer and turn over to the State Highway Department all funds, supplies, equipment, machinery and materials held, owned, leased or controlled by it or them for the construction, maintenance and repair of county roads and bridges. Thereafter, on or before the tenth day of each month, the county treasurer, the county governing body and all other county officials of Marshall County shall pay over to the State Highway Department all funds collected or received as taxes, including the motor vehicle license tax allocated to the county, or otherwise by them from any source whatsoever during the preceding month which are designated or to be used for the purpose of constructing, maintaining or repairing county roads or bridges. Such funds shall be maintained separately by the State Highway Department and shall be used by it solely for the purpose of construction, maintenance and repair of county roads and bridges in Marshall County subject to the provisions of this Act.

Section 5. All persons employed by Marshall County in the construction, maintenance and repair of county roads and bridges, who are in the service of the county on the effective date of this Act, shall continue to be employed by the State Highway Department in the county and be brought under and be covered by the State Merit System Law without examination at no less than their salary on that date, and they shall not be discharged nor their salary decreased or increased except in accordance with the regulations of the State Merit System Law. All other persons employed by the State Highway Department in connection with the administration of this Act shall be subject to the State Merit System Law.

Section 6. After the effective date of this Act, the State Highway Department shall pay all of the outstanding financial obligations of Marshall County which were incurred prior to the adoption of this Act, for the construction, maintenance or repair of county roads and bridges out of the funds to be paid over to the State Highway Department under the provisions of Section 4 of this Act. Nothing contained in this Act, however, shall be construed to relieve Marshall County of the liability for paying any of its financial obligations now existing or hereafter incurred under the provisions of Section 2 (b) hereof in the event the funds paid over to the State Highway Department are insufficient to do so or to require any of the financial obligations presently existing or hereafter incurred under the provisions of Section 2 (b) hereof to be paid from funds of the State Highway Department.

Section 7. The State Highway Department shall construct, maintain and repair the county roads and bridges of Marshall County from the funds paid over to it pursuant to Section 4 of this Act, and from funds

which would otherwise accrue to Marshall County for road and bridge work from any source whatsoever. The State Highway Department shall retain, and the appropriate state official is authorized to pay over to it, any funds or amounts to which Marshall County shall be entitled from the proceeds of the state gasoline tax, the motor vehicle license tax allocated to the county, or any other state tax, and such sums and amounts shall be used in addition to the sums and amounts turned over to the State Highway Department under the provisions of Section 4 of this Act for the construction, maintenance and repair of county roads and bridges in said county. The gasoline tax money, and the proceeds of any other tax to which Marshall County is entitled, received by the State Highway Department for road work in Marshall County shall be kept in the separate account referred to in Section 4 of this Act.

Section 8. Any contract for the construction, maintenance and repair of county roads and bridges entered into by Marshall County prior to the adoption of this Act, shall remain in full force and effect until the terms thereof have been complied with.

Section 9. All laws or parts of laws in conflict with this Act are hereby repealed.

Section 10. The provisions of this Act are hereby declared to be severable, and should any Section or other portion thereof be declared unconstitutional or invalid, such adjudication shall not affect the portion, or portions, of the Act remaining.

Section 11. This Act shall become effective upon its passage and approval by the Governor, or upon its otherwise becoming a law.

W4c-7-10.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF MARSHALL

Before me, the undersigned authority in and for said County in said State, this day personally appeared Porter Harvey, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor and Publisher of the Advertiser-Glean, a newspaper of general circulation published in Marshall County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 19, June 26, July 3, and July 10, all in the year 1957.

PORTER HARVEY.

Sworn to and subscribed before me July 10, 1957.

CHARLES R. SORTER,  
Notary Public.

By Mr. Tyson:

H. 799. To promote education in this State by authorizing and empowering county governing bodies and the governing bodies of the municipalities in the State of Alabama to undertake research into the history of the State of Alabama, its several counties and municipalities, its coastline and boundaries and of the territory included therein, its geological deposits, agriculture and marine data, its rivers, streams and harbors, its history from the earliest times and especially during the colonial period, A.D. 1519-1815, and such general historical data and information, and to effect the completion of translations of such data and information, where such old official records are in foreign languages,

and to effect the publication of these records for the free distribution to public libraries, public school libraries and to the college and university libraries within this State for the further diffusion of knowledge in reference to the history and resources of the State of Alabama and its several counties and municipalities and the encouragement in general of historical work and research in colonial records of the State of Alabama, and for the free distribution of such information, to authorize county governing bodies and the governing bodies of municipalities to make appropriations of county funds and of municipal funds for such purpose; to empower county governing bodies and the governing bodies of municipalities to enter into contracts with historical corporations, foundations or associations, which are duly incorporated within this State in order to carry out the provisions of this Act.

Local Government.

By Messrs. Hare, Haltom, Stegall and Fite:

H. 800. To establish an Appendix A to the Alabama Rules of Civil Procedure and therein, to repeal for courts subject to the Alabama Rules of Civil Procedure existing in Alabama statutes and equity rules or parts thereof, relating to practice and procedure which are inconsistent, inappropriate or redundant with the Alabama Rules of Civil Procedure.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 801. To establish an Appendix B to the Alabama Rules of Civil Procedure and therein, to amend for courts subject to the Alabama Rules of Civil Procedure these Alabama statutes relating to practice and procedure which, as they now read, are inconsistent, inappropriate or redundant with the Alabama Rules of Civil Procedure: Title 7, Code of Alabama, 1940 — Sections 105, 126, 141, 154, 275, 298, 350, 390, 508, 510, 511, 573, 574, 581, 583, 932, 933, 942, 943, 959, 1045, 1046, 1058; Title 13, Code of Alabama, 1940—Sections 156, 213 as amended.

Judiciary.

By Mr. Hare:

H. 802. To establish an Appendix C to the Alabama Rules of Civil Procedure and therein, to amend and to adopt as statutes applicable in any civil action in courts subject to the Alabama Rules of Civil Procedure these equity rules in the Appendix to Title 7, Code of Alabama, 1940; Equity Rules 12, 22, 89, 101, 104, 107.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 803. To establish an Appendix D to the Alabama Rules of Civil Procedure and therein, to adopt as statutes applicable in any civil action in courts subject to the Alabama Rules of Civil Procedure these equity rules in the Appendix, Title 7, Code of Alabama, 1940: Equity Rules 9, 70, 90, 92, 102, 105, 106, 109, as revised; 119½ as adopted May 31, 1941.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 804. To establish an Appendix E to the Alabama Rules of Civil Procedure and therein, to declare inapplicable in courts subject to those Rules these provisions relating to depositions on oral examination, except to the extent specified in Rule 43(a), Alabama Rules of Civil Procedure: Title 7, Code of Alabama, 1940, S. 295; Equity Rules 54 and 55 in the Appendix to Title 7, Code of Alabama, 1940, with subsequent revisions.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 805. To amend Section 17 of Title 13, Code of Alabama, 1940, which prescribes the jurisdiction of the Supreme Court.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 806. To amend Section 763 of Title 37, Code of Alabama, 1940, which relates to the dissolution and reinstatement of injunctions restraining the conduct of a business, occupation, trade or profession because municipal privilege licenses or excise taxes thereon are delinquent, in order to reconcile such sections with the Alabama Rules of Civil Procedure.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 807. To amend Section 285 of Title 46, Code of Alabama, 1940, which provides for appeals to the Supreme Court of Alabama from judgments of the circuit court in cases involving the revocation of licenses to practice medicine.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 808. To amend Act No. 365, H. 59, approved September 7, 1955 (Acts of Alabama, 1955, page 886), entitled "An Act Relating to civil remedies and procedure; to provide further for venue in actions on policies or certificates of insurance," in order to reconcile such Act with the Alabama Rules of Civil Procedure.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 809. To amend Section 62 of Title 58, Code of Alabama, 1940, which relates to the decree of the circuit court on hearing a petition for removal of a trust estate to another state, in order to reconcile such section with the Alabama Rules of Civil Procedure.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 810. To amend Sections 79 and 80 of Title 34, Code of Alabama, 1940, which relate to the powers of the circuit court relative to the custody of children of parents who have voluntarily separated, in order to reconcile such section with the Alabama Rules of Civil Procedure.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 811. To amend Sections 552 and 693 of Title 37, Code of Alabama, 1940, which provide for appeals to the Supreme Court, in order to reconcile these laws with the Alabama Rules of Civil Procedure.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 812. To amend Section 50 of Title 9, Code of Alabama, 1940, which relates to the examination of parties to gaming or wagering contracts, in actions for the recovery of money paid under such contracts, in order to reconcile such section with the Alabama Rules of Civil Procedure.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 813. To amend Act No. 446, H. 9, approved July 9, 1945 (General Acts of Alabama, 1945, page 684), which provides for the ascertainment and payment of the value of life or dower interest in certain lands



sold for division among joint owners or tenants in common, in order to reconcile such law with the Alabama Rules of Civil Procedure.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 814. To amend Section 15 of Title 7, Code of Alabama, 1940, which prescribes the court procedure to establish or restore lost, destroyed or mutilated judicial records, in order to reconcile such section with the Alabama Rules of Civil Procedure.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 815. To amend Sections 909 and 913, of Title 7, Code of Alabama, 1940, which relate to permissible evidence in mitigation of damages in actions of defamation, libel and slander, in order to reconcile such sections with the Alabama Rules of Civil Procedure.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 816. To amend Section 60 of Title 7, Code of Alabama, 1940, which prescribes the venue of suits against a foreign corporation, in order to reconcile such section with the Alabama Rules of Civil Procedure.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 817. To repeal Sections 56 and 1157 of Title 7, Code of Alabama, 1940; Sections 114, 162, 168 and 183 of Title 13, Code of Alabama, 1940; Section 553 of Title 37, Code of Alabama, 1940; and Section 55 of Title 58, Code of Alabama, 1940, each of which is incompatible with the Alabama Rules of Civil Procedure.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 818. To amend Section 79 of Title 7, Code of Alabama, 1940, which provides for jury trial in actions and suits by the State of Alabama, in order to reconcile such section with the Alabama Rules of Civil Procedure.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 819. To amend Sections 1156, 1158, and 1161 of Title 7, Code of Alabama, 1940, which relate to receivers, in order to reconcile such statutes with the Alabama Rules of Civil Procedure.

Judiciary.

By Messrs. Hare, Haltom, Steagall and Fite:

H. 820. To amend Section 1094 of Title 7, Code of Alabama, 1940, which relates to the issuance of an injunction or restraining order in an action to abate a nuisance, in order to reconcile such section with the Alabama Rules of Civil Procedure.

Judiciary.

By Messrs. Hall, Goodwyn, Dawkins and Nolen:

H. 821. To provide for the payment of pensions and other benefits to employees of the State, or of any political subdivision of the State, whose compensation is paid from funds derived from more than one unit of government.

Ways and Means.

By Messrs. Hall, Goodwyn, Dawkins and Nolen:

H. 822. To amend Act No. 416, H. 917, approved September 9, 1955 (Acts of Alabama, 1955, p. 960), entitled "An Act To authorize and require Boards of Revenue, Courts of County Commissioners, or other

governing bodies in all counties in this State having, or which may hereafter have, a population of not less than 125,000, nor more than 225,000, according to the last, or any subsequent, federal decennial census to provide a pension or retiring allowance plan for the employees of said counties, but not for the elected officials, but providing that the term or terms of office of any elected official who has subsequently returned to the employment service of such counties shall not be included or excluded in computing the length of service of any such employee, or be considered as having interrupted the continuing employment service or status of such employee in determining his or her eligibility for a pension or retiring allowance under the provisions of this Act."

Local Legislation No. 1.

By Messrs. Gilchrist and Brewer (with notice and proof):

H. 823. To extend the boundary lines of the City of Decatur in Morgan County, Alabama, and to include within the boundaries of said municipality certain additional territory.

Local Legislation No. 1.

Notice and Proof H. 823:

#### LEGAL NOTICE

As required by Article 4, Section 106, of the Constitution of Alabama of 1901, notice is hereby given of the intention to apply to the present regular session of the Legislature of Alabama for the enactment of a local law substantially as follows:

#### A BILL TO BE ENTITLED AN ACT

To extend the boundary lines of the City of Decatur in Morgan County, Alabama, and to include within the boundaries of said municipality certain additional territory.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundary lines of the City of Decatur, in Morgan County, Alabama, be and the same are hereby extended so as to include, in addition to the territory now embraced therein, the following described property. to-wit:

Beginning at a point on the present City Limit Line of the City of Decatur on the Easterly side of U. S. Highway 31 at the intersection with the North line of Section 32, in Township 5 South of Range 4, West; thence West along the South line of said Section 32 to the Westerly line of said U. S. Highway 31; thence Southerly and South along the Westerly right of way line of said U. S. Highway 31 to a point due West of the point of intersection of the East right of way line of U. S. Highway 31 with the Southerly right of way line of Alabama State Highway No. 67; thence East to said point of intersection of the East right of way line of U. S. Highway 31 with the South right of way line of Alabama State Highway No. 67; thence Easterly along the South right of way line of Alabama State Highway No. 67 to the present City Limit Line of the City of Decatur on the East line of Section 5 of Township 6 South of Range 4 West; thence North along the present City Limit Line to the Northerly right of way line of Alabama Highway No. 67; thence following the City Limit Line of the City of Decatur Westerly along Alabama State Highway No. 67, and Northerly along U. S. Highway 31 to the point of beginning.

Section 2. This Act shall be effective immediately upon its passage and approval by the Governor.

Dated this 18th day of June, 1957.

Joe Calvin  
2nd Senatorial District  
State Senator

Bob Gilchrist  
Representative  
Morgan County

Albert P. Brewer  
Representative  
Morgan County

June 18-25—July 2-9.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF MORGAN

Before me, the undersigned authority in and for said County in said State, this day personally appeared B. C. Shelton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Decatur Daily, a newspaper of general circulation published in Morgan County, Alabama, and that the attached Notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 18, June 25, July 2 and July 9, all in the year 1957.

B. C. SHELTON.

Sworn to and subscribed before me July 9, 1957.

R. H. JERVIS,  
Notary Public.

By Messrs. Brewer and Gilchrist (with notice and proof):

H. 824. To amend further Act No. 415, H. 665, approved September 24, 1919, entitled "An Act To establish a County Court for Morgan County; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that the said court shall be open at all times for the trial of cases and transaction of business; prescribing rules and procedure of said court; and to provide for the transfer of certain causes now or hereafter pending in the Circuit Court of Morgan County to the Morgan County Court."

Local Legislation No. 1.

Notice and Proof H. 824:

#### LEGAL NOTICE

##### STATE OF ALABAMA COUNTY OF MORGAN

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To amend further Act No. 415, H. 665, approved September 24, 1919 entitled "An Act to establish a County Court for Morgan County; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that the said court shall be open at all times for the trial of cases and transaction of business; prescribing rules and procedure of said court; and to provide for the transfer of certain causes now or hereafter pending in the Circuit Court of Morgan County to the Morgan County Court."

Be It Enacted by the Legislature of Alabama:

Section 1. The title of Act No. 415, H. 665, approved September 24, 1919, entitled "An Act to establish a County Court for Morgan County; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that the said court shall be open at all times for the trial of cases and transaction of business; prescribing rules and procedure of said court; and to provide for the transfer of certain causes now or hereafter pending in the Circuit Court of Morgan County to the Morgan County Court." (Local Acts of Alabama, 1919, page 194), as amended by Act No. 66, H. 261, approved July 7, 1947, (Local Acts of Alabama, 1947, page 46), is hereby amended to read as follows:

"An Act To establish a County Court for Morgan County; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that the said court shall be open at all times for the trial of cases and transaction of business; prescribing rules and procedure of said court; and to provide for the transfer of certain causes now or hereafter pending in certain other courts of Morgan County to the Morgan County Court."

Section 2. Section 2 of said Act No. 415, H. 665, approved September 24, 1919, (Local Acts of Alabama, 1919, page 194) as amended by Act No. 66, H. 261, approved July 7, 1947 (Local Acts 1947, page 46) is hereby amended to read as follows:

"Section 2. Said court shall have original jurisdiction co-extensive with Morgan County of all civil causes both at law and in equity, and the said court and the judge thereof shall have the power and authority to administer oaths, to issue search warrants and writs of habeas corpus, prohibition, certiorari, quo warranto, mandamus, and other special and extraordinary writs, and to remove the disabilities of non age of minors and to issue injunctions to abate liquor nuisances; and shall have jurisdiction in proceedings to condemn property used in violation of laws relating to intoxicating beverages; and the judge of said court shall have the same power as circuit judges with reference to ordering the institution of quo warranto proceedings; and the said court in civil matters shall have jurisdiction concurrent with the circuit court. The said court shall have exclusive jurisdiction of all causes against persons charged with the commission of misdemeanors, except that this act shall not restrict the criminal jurisdiction of justices of the peace, and shall have exclusive jurisdiction of all criminal cases appealed from the court of any mayor, recorder, justice of the peace, or notary public as ex officio justice of the peace, and of bastardy proceedings provided for by Title 6 of the Code of Alabama of 1940, and on all indictments returned against parties charged with misdemeanor the clerk of said court shall issue capiases returnable to said Morgan County Court. The Morgan County Court shall have jurisdiction of all matters,

suits, and actions cognizable before a juvenile court, and of all cases of desertion and non-support arising under the provisions of Article 3, Chapter 4, Title 34, Code of Alabama (1940); and the jurisdiction of the probate judge and the probate court of Morgan County in such matters is hereby withdrawn. All cases and causes pending in the juvenile court of Morgan County and all cases of desertion and non-support pending in the probate court of such county, together with the records pertaining to such pending cases, shall be transferred to the Morgan County Court on the effective date of this act, and thereupon the Morgan County Court shall immediately after this act becomes effective assume complete jurisdiction over all such pending cases, and shall have the same power and control over these cases as if they had been originally filed in the Morgan County Court. The said Morgan County Court shall also have exclusive jurisdiction of all civil causes appealed from any justice of the peace court or the court of any notary public ex officio justice of the peace. Appeals from the Probate Court of Morgan County, Alabama, may be taken to the Morgan County Court or to the Circuit Court of Morgan County, as the party taking said appeal may elect."

Section 3. Section 3 of said Act No. 415, H. 665, approved September 24, 1919, as amended by Act No. 66, H. 261, approved July 7, 1947, is hereby amended to read:

"Section 3. All laws and rules of practice with reference to process, pleading and practice, and the drawing of juries in the several proceedings in the circuit court shall be applicable to the Morgan County Court, and all statutes and rules of practice pertaining to county courts and to the circuit court shall be applicable to criminal causes pending in said court. Statutes and rules of practice pertaining to the juvenile court shall be applicable to juvenile cases pending in said court, and statutes and rules of practice pertaining to the probate court shall be applicable to cases of desertion and non-support pending in said court."

Section 4. Section 10 of said Act No. 415, H. 665, approved September 24, 1919, as amended by Act No. 66, H. 261, approved July 7, 1947, is amended to read as follows:

"Section 10. The judge of said court shall receive a salary of six thousand six hundred dollars (\$6,600) per annum payable in equal monthly installments at the end of each month, out of the county treasury."

Section 5. Section 11 of said Act No. 415, H. 665, approved September 24, 1919, as amended by Act No. 66, H. 261, approved July 7, 1947, is amended to read as follows:

"Section 11. There shall be a solicitor of the Morgan County Court who shall receive a salary of three thousand nine hundred dollars (\$3,900) per annum, payable in equal monthly installments out of the county treasury at the end of each month, and all solicitor's fees taxed and collected in said court shall be paid into the county treasury of Morgan County for the benefit of the general fund of said county. A solicitor for said court shall be elected at the general election to be held in 1950 and each four years thereafter, and the term of the solicitor shall be for four years, commencing on the second Tuesday after the first Monday in January following his election, and until his successor is elected and qualified. It shall be the duty of the solicitor of said court to prosecute all criminal causes pending in said court and to attend upon the sessions of the grand juries of Morgan County, Alabama, and to assist the circuit solicitor in drawing of indictments and in the prosecution of criminal causes pending in the Circuit Court of Morgan County. Vacancies in the office of solicitor of said court shall be filed by the Governor, and such appointee shall hold office for the unexpired term."

Section 6. Following its passage and approval by the Governor or upon its otherwise becoming a law, this act shall become effective on the second Tuesday after the first Monday in January of 1959.

Joe Calvin, State Senator  
2nd Senatorial District

Bob Gilchrist, Representative,  
Morgan County

Albert P. Brewer, Representa-  
tive, Morgan County

June 4-11-18-25.

#### PROOF OF PUBLICATION

##### STATE OF ALABAMA COUNTY OF MORGAN

Before me, the undersigned authority in and for said County in said State, this day personally appeared B. C. Shelton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Decatur Daily, a newspaper of general circulation published in Morgan County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 4, June 11, June 18, and June 25, all in the year 1957.

B. C. SHELTON.

Sworn to and subscribed before me July 9, 1957

R. H. JERVIS,  
Notary Public.

My commission expires Oct. 21, 1957.

By Mr. Brewer:

H. 825. To amend Section 693 (2), Title 51, 1940 Code of Alabama, as amended.

Ways and Means.

By Mr. Brewer:

H. 826. To amend Act No. 4, H. 62, Second Special Session of 1956, approved March 16, 1956.

Local Legislation No. 1.

By Mr. Brewer:

H. 827. To amend Title 14, Section 232, 1940 Code of Alabama.

Judiciary.

By Messrs. McKay and Payne (with notice and proof):

H. 828. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Local Legislation No. 1.

Notice and Proof H. 828:

#### LEGAL

##### STATE OF ALABAMA COUNTY OF TALLADEGA

Notice is hereby given that a Bill substantially as follows will be introduced in the Legislature of Alabama, Regular Session 1957, and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the corporate limits of the City of Sylacauga, Talladega County, Alabama, be changed and extended to include the following territory:

The Southeast Quarter; the East Half of the Southwest Quarter; all in Section 17 of Township 21 South of Range 4 East; the North Half of the Northeast Quarter; the Northwest Quarter of the Southeast Quarter; the Northeast Quarter of the Southwest Quarter; the East Half of the Northwest Quarter; all in Section 20 of Township 21 South of Range 4 East; commence at the Northwest corner of the Southeast Quarter of the Southwest Quarter of Section 20 of Township 21 South of Range 4 East, and go South along the West boundary of said forty a distance of 277 feet to a point; thence go East a distance of 660 feet to a point; thence go North a distance of 277 feet to a point on the North boundary of said forty; thence go West a distance of 660 feet to said point of beginning; all of the same being in Talladega County, Alabama.

Section 2. This act shall take effect immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

M30 4tc.

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF TALLADEGA

Personally appeared before me, a Notary Public in and for said County W. A. Moody, who being duly sworn according to law, deposes and says that he is the Publisher of the Sylacauga Advance, a newspaper published in said County and that the publication of a certain notice, a true copy of which is hereto affixed, has been made in said newspaper for four weeks consecutively, to-wit in the issues hereof dated as follows: May 30, 1957, June 6, 1957, June 13, 1957, and June 20, 1957.

W. A. MOODY.

Subscribed and sworn to before me this 15th day of July, 1957.

EUGENE D. BUTLER,  
Notary Public.

By Messrs. McKay and Payne (with notice and proof):

H. 829. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Local Legislation No. 1.

Notice and Proof H. 829:

LEGAL

STATE OF ALABAMA  
COUNTY OF TALLADEGA

Notice is hereby given that a Bill substantially as follows will be introduced in the Legislature of Alabama, Regular Session 1957, and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the corporate limits of the City of Sylacauga, Talladega County, Alabama, be changed and extended to include the following territory:

The Southwest Quarter of Section 5 of Township 22 South of Range 4 East; the South Half of the Northwest Quarter; the Northwest Quarter of the Northwest Quarter; all being in Section 6 of Township 22 South of Range 4 East; the Northwest Quarter of Section 8 of Township 22 South of Range 4 East; the East Half of the Northeast Quarter of Section 1 of Township 22 South of Range 3 East; the Southwest Quarter of Section 30 of Township 21 South of Range 4 East; the East Half of the Southeast Quarter of Section 25 of Township 21 South of Range 3 East; the East Half of the Northeast Quarter of Section 36 of Township 21 South of Range 3 East; all of the same being in Talladega County, Alabama.

Section 2. This act shall take effect immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

M30 4tc.

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF TALLADEGA

Personally appeared before me, a Notary Public in and for said County W. A. Moody, who being duly sworn according to law, deposes and says that he is the Publisher of the Sylacauga Advance, a newspaper published in said County and that the publication of a certain notice, a true copy of which is hereto affixed, has been made in said newspaper for four weeks consecutively, to-wit in the issues hereof dated as follows: May 30, 1957, June 6, 1957, June 13, 1957, and June 20, 1957.

W. A. MOODY.

Subscribed and sworn to before me this 15th day of July, 1957.

EUGENE D. BUTLER,  
Notary Public.

By Messrs. McKay and Payne (with notice and proof):

H. 830. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Local Legislation No. 1.

STATE OF ALABAMA  
COUNTY OF TALLADEGA

Notice is hereby given that a Bill substantially as follows will be introduced in the Legislature of Alabama, Regular Session 1957, and application for its passage and enactment will be made, to-wit:



A BILL  
TO BE ENTITLED  
AN ACT

To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the corporate limits of the City of Sylacauga, Talladega County, Alabama, be changed and extended to include the following territory:

The Northwest Quarter of the Southwest Quarter of Section 16, Township 21 South of Range 4 East; the Southeast Quarter of the Southwest Quarter; the West Half of the Southwest Quarter; all in Section 4 of Township 22 South of Range 4 East; the Southeast Quarter of Section 5 of Township 22 South of Range 4 East; the Northeast Quarter of Section 8 of Township 22 South of Range 4 East; the Northwest Quarter; the South Half of the Northeast Quarter; the Northwest Quarter of the Northeast Quarter; the North Half of the Southeast Quarter, the Southeast Quarter of the Southeast Quarter; all in Section 9 of Township 22 South of Range 4 East; the West Half of the Southwest Quarter of Section 10 of Township 22 South, Range 4 East; all of the same being in Talladega County, Alabama.

Section 2. This act shall take effect immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

J6 4tc.

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF TALLADEGA

Personally appeared before me, a Notary Public in and for said County W. A. Moody, who being duly sworn according to law, deposes and says that he is the Publisher of the Sylacauga Advance, a newspaper published in said County and that the publication of a certain notice, a true copy of which is hereto affixed, has been made in said newspaper for four weeks consecutively, to-wit in the issues hereof dated as follows: June 6, 1957, June 13, 1957, June 20, 1957, and June 27, 1957.

W. A. MOODY.

Subscribed and sworn to before me this 15th day of July, 1957.

EUGENE D. BUTLER,  
Notary Public.

By Mr. McKay (with notice and proof):

H. 831. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Local Legislation No. 1.

Notice and Proof H. 831:

LEGAL

STATE OF ALABAMA  
COUNTY OF TALLADEGA

Notice is hereby given that a Bill substantially as follows will be introduced in the Legislature of Alabama, Regular Session 1957, and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. The East Half of the Northeast Quarter of Section 25, Township 21, South, Range 3 East; all the same being in Talladega County, Alabama.

Section 2. This act shall take effect immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

J20 4tc.

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF TALLADEGA

Personally appeared before me, a Notary Public in and for said County W. A. Moody, who being duly sworn according to law, deposes and says that he is the Publisher of the Sylacauga Advance, a newspaper published in said County and that the publication of a certain notice, a true copy of which is hereto affixed, has been made in said newspaper for four weeks consecutively, to-wit in the issues hereof dated as follows: June 20, 1957, June 28, 1957, July 4, 1957, and July 11, 1957.

W. A. MOODY.

Subscribed and sworn to before me this 15th day of July, 1957.

EUGENE D. BUTLER,  
Notary Public.

By Mr. Windle:

H. 832. To fix the compensation of the county solicitor, deputy solicitor, or deputy circuit solicitor of all counties having a population of not less than twenty-four thousand nor more than twenty-five thousand five hundred, according to the last or any subsequent federal decennial census.

Local Legislation No. 1.

By Messrs. Gilmer, Lee (Barbour), Steagall, Stembbridge, Solomon, Adams (Tallapoosa), Johnson (Tallapoosa), Thomas, Pirkle, Martin, Harvey, Brooks, McClendon, Hunt, Brown (Lee), Goodwyn and Ward:

H. 833. To propose an amendment to the Constitution of Alabama authorizing and providing for the issuance of not more than four million five hundred thousand dollars (\$4,500,000) in principal amount of general obligation bonds for the State of Alabama for building, construction and improvement purposes at the Alabama Polytechnic Institute at Auburn.

Ways and Means.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Martin and Dawkins:

H. 834. To repeal Section 76 of Title 45, Code of Alabama of 1940, and to amend Section 144 of Title 45, Code of Alabama of 1940, as amended.

Ways and Means.

By Messrs. Roberts, deGraffenried, Goodwyn, Lee (Barbour), Merrill, Reynolds, Ward, Hare and Johnson (Elmore):

H. 835. To amend further Section 402 of Title 51, Code of Alabama, 1940, which prescribes the deductions allowed to corporations in computing net income subject to the Alabama income tax imposed by Section 398 of Title 51, Code of Alabama, 1940.

Ways and Means.

By Mr. Adams (Jefferson):

H. 836. To provide for boat safety on the waters of this State; to provide for the regulation, sale of licenses and use of certain boats; to authorize and empower the Director of Conservation to issue regulations pertaining to the use and safety of such boats and to the waters upon which they are used; to provide for the collection and distribution of revenue received from licenses issued under the provisions of this Act; to provide for the personnel to enforce and administer the provisions of this Act or any regulation issued pursuant to its provisions.

Constitution and Elections.

By Messrs. Callahan and deGraffenried:

H. 837. To authorize and regulate the micro-filming, photostating or other photographic reproduction of books, records, papers and documents required to be maintained and kept in the municipal police departments of all municipalities in counties in this State having a population of not less than ninety-four thousand nor more than one hundred thirty-four thousand according to the last or any subsequent federal decennial census, the destruction or other disposition of the originals of such books, records, papers and documents, and the substitution of such reproductions for the originals thereof; prescribing the force and effect upon such reproductions shall have and providing for the certification of copies thereof.

Local Legislation No. 1.

By Messrs. McNider, Kendall and Locke (Choctaw):

H. 838. To designate the new Tombigbee River Bridge at Coffeeville as "The Jim Folsom Bridge," and to direct the State Highway Department to erect appropriate markers thereon.

Ways and Means.

## RESOLUTIONS

The following resolutions were introduced:

H. J. R. 62. By Mr. Stokes:

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the bridge which crosses the Pea River in Coffee County, and is on highway project number S-782(2), is hereby designated and shall be known as "The Joshua Marion Folsom Memorial Bridge," in honor of Joshua Marion Folsom, who was the father of the present Governor of the State of Alabama, and who served Coffee County faithfully and well as tax collector, county commissioner, and deputy sheriff.

Be it further resolved that the State Highway Department is requested to erect at or attach to this bridge appropriate plaques or markers showing its designation as "The Joshua Marion Folsom Memorial Bridge."

On motion of Mr. Stokes the rules were suspended and H. J. R. 62 was adopted.

Yeas 67; Nays 0.

Yeas:

Mr. Speaker	Dickson	Huddleston	Payne
Adams (Tallapoosa)	Edwards (Escambia)	Hunt	Perry
Ashworth	Faulk	Jenkins	Pirkle
Bassett	Ferrell	Johnson (Elmore)	Ramey
Boyd	Franklin	Kelly	Reynolds
Branyon	Gilchrist	Kendall	Roberts
Brassell	Gilmer	Kirkham	Shumate
Brewer	Gist	Law	Solomon
Broadfoot	Goodwyn	Lee (Lawrence)	Speaks
Brooks	Grouby	Locke (Choctaw)	Steagall
Brown (Lamar)	Hain	McClendon (Chambers)	Stembridge
Burkhalter	Hall	McKay	Taylor
Callahan	Haltom	McLendon (Bullock)	Tyson
Cornett	Hanby	Martin	Vacca
Cox	Harrison	Mathews	Ward
Davis	Hodges	Merrill	Windle
Dement	Holliman	Money	

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Also:

H. J. R. 63. By Messrs. Adams (Tallapoosa) and Johnson (Tallapoosa):  
Whereas Lieutenant General Thomas W. Herren, of the United States Army, is a native of Dadeville, Alabama, and a graduate of the University of Alabama; and

Whereas General Herren was an outstanding combat commander in three wars, and, during his more than forty years of active service, has proved himself highly effective not only as a leader of men, but also as a military educator, administrator, and logistician; and

Whereas General Herren, through his substantial achievements, has earned many medals and honors during his Army career, and has thereby brought honor to his native State; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA,  
BOTH HOUSES THEREOF CONCURRING:

That the members of the Legislature do hereby commend Lieutenant General Thomas W. Herren for the outstanding service which he has rendered our Nation and State during his exemplary Army career, and extend to him their best wishes for his continued success, upon his retirement from the service, on July 31, 1957.

Be it further resolved that the Clerk of the House transmit a duly authenticated copy of this resolution to General Herren, at his present post as Commanding General, First Army, Fort Jay, New York.

On motion of Mr. Adams (Tallapoosa) the rules were suspended and H. J. R. 63 was adopted.

Yeas 61; Nays 0.

Yeas:

Mr. Speaker	Brannan	Burkhalter	Edwards (Jefferson)
Adams (Tallapoosa)	Branyon	Cornett	Faulk
Albea	Brassell	Cox	Ferrell
Ashworth	Broadfoot	Dawkins	Franklin
Boyd	Brooks	Dement	Gist
Bradford	Brown (Lee)	Edwards (Escambia)	Goodwyn

Grouby	Kelly	McKay	Pirkle
Hall	Kirkham	McLendon (Bullock)	Ramey
Haltom	Lackey	McNider	Reynolds
Hare	Law	Martin	Speaks
Harrison	Lee (Lawrence)	Mathews	Steagall
Hodges	Locke (Choctaw)	Merrill	Summerlin
Holliman	Locke (Perry)	Money	Taylor
Hunt	Love	Payne	Vacca
Johnson (Elmore)	McClendon (Chambers)	Perry	Ward
Kaul			

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## MESSAGE FROM THE GOVERNOR

To the House of Representatives  
State Capitol  
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to House Joint Resolution No. 8.

Respectfully submitted,

RALPH HAMMOND,  
Executive Secretary.

July 16, 1957.

To the House of Representatives  
State Capitol  
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which this resolution originated, House Joint Resolution No. 8, with a suggested executive amendment, as follows:

Amend said resolution by striking therefrom Section (1) in its entirety and substituting in lieu thereof Section (1) to read as follows:

“(1) That the Congress of the United States is hereby memorialized to enact legislation providing for the payment to each state of one per cent of the federal income tax payments collected by the district director of internal revenue from such state, such sum to be paid by the district collector of internal revenue into the general treasury of the respective states to be appropriated by the Legislature of the respective states for the general welfare and benefit of the people of said states.”

There is a precedent for this action. President Andrew Jackson, during his administration, returned surpluses in the United States Treasury to the various states for the Legislatures to appropriate at the state level.

Respectfully,

JAMES E. FOLSOM,  
Governor.

## GOVERNOR'S MESSAGE

The House concurred in and adopted the amendment proposed by His Excellency, the Governor, to the resolution, H. J. R. 8, said Governor's amendment being set out in the above and foregoing Message from the Governor.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Dement	Jenkins	Money
Adams (Tallapoosa)	Dickson	Johnson (Elmore)	Murphy
Albea	Edwards (Escambia)	Johnson (Tallapoosa)	Nolen
Ashworth	Edwards (Jefferson)	Kaul	Oden
Bassett	Faulk	Kelly	Payne
Boyd	Ferrell	Kendall	Perry
Bradford	Franklin	Kirkham	Pirkle
Brannan	Gilchrist	Lackey	Ramey
Branyon	Gilmer	Law	Reynolds
Brassell	Gist	Lee (Barbour)	Richardson
Brewer	Goodwyn	Lee (Lawrence)	Roberts
Broadfoot	Gregory	Locke (Choctaw)	Simon
Brooks	Grouby	Locke (Perry)	Speaks
Brown (Lamar)	Hall	Love	Steagall
Brown (Lee)	Haltom	McClendon (Chambers)	Stembridge
Burkhalter	Hanby	McKay	Summerlin
Cornett	Hardy	McLendon (Bullock)	Taylor
Cox	Harrison	McNider	Thomas
Crook	Harvey	Martin	Vacca
Davis	Hodges	Mathews	Ward
Dawkins	Holliman	Merrill	Windle
deGraffenried	Hunt		

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Which was a majority of the whole number elected to the House.

And said resolution:

Whereas, the present maximum federal tax rates on both individual and corporate incomes are extremely high; and

Whereas, this federal tax burden has, in many instances, become so great as to prevent adequate taxation on the part of the states and other local governments sufficient to enable the various states to properly finance and support the public schools; and

Whereas, the education of the young people of this country is one of the gravest responsibilities and one of the most important functions of government; and

Whereas, the various states are desperately in need of additional funds if adequate educational standards are to be developed and maintained in the public schools, and thereby insure to the children of this great country the proper education to which they are entitled; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING,

(1) That the Congress of the United States is hereby memorialized to enact legislation providing for the payment to each state or one percent of the federal income tax payments collected by the district director of internal revenue from such state, such sum to be paid over to the superintendents of education of the various states by the district director of internal revenue for use in the public schools of the states and for other educational purposes.

(2) That a copy of this resolution be transmitted to the various state superintendents of education, asking them to encourage similar action in their states.

(3) That a copy of this resolution be transmitted to each member of the Alabama delegation to Congress.

As amended by the amendment proposed by His Excellency, the Governor, was again read and adopted.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Elmore)	Nettles
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Tallapoosa)	Nolen
Albea	Edwards (Jefferson)	Kaul	Oakley
Ashworth	Faulk	Kelly	Oden
Bassett	Ferrell	Kendall	Payne
Boyd	Franklin	Kirkham	Perry
Bradford	Gilchrist	Lackey	Pirkle
Brannan	Gist	Law	Ramey
Brassell	Goodwyn	Lee (Barbour)	Reynolds
Broadfoot	Gregory	Lee (Lawrence)	Richardson
Brooks	Grouby	Locke (Choctaw)	Roberts
Brown (Lamar)	Hain	Locke (Perry)	Shumate
Burkhalter	Hall	Love	Simon
Cornett	Haltom	McClendon (Chambers)	Speaks
Cox	Hanby	McKay	Steagall
Crook	Harrison	McLendon (Butlock)	Stembridge
Davis	Harvey	McNider	Summerlin
Dawkins	Hodges	Martin	Taylor
deGraffenried	Holliman	Merrill	Thomas
Dement	Hunt	Money	Vacca
DeSear	Jenkins	Murphy	Ward

—84

Which was a majority of the whole number elected to the House.

#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 553. To propose an amendment to the Constitution of Alabama for the purpose of increasing the maximum rate of interest which may be borne by bonds that may be issued under the provisions of the amendment to the Constitution that was proposed by Act No. 125 adopted at the First Special Session of the Legislature of 1956 and which was ratified by the electors on November 6, 1956, and to specify certain details pertaining to the said bonds.

Also:

H. 423. To make an appropriation for the relief of Mrs. Mary R. Jarrell.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

#### SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum

present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 325. To amend Section 19 of Act No. 248 of the Legislature of Alabama of 1945, approved July 6, 1945, General Acts of Alabama of 1945, pages 376-400, as heretofore amended by Act No. 109 of the Legislature of Alabama of 1956, approved February 14, 1956, Acts of Alabama, Special Sessions, 1956, pages 165-166.

And finds same correctly enrolled.

RANKIN FITE,  
Chairman.

### SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title to which is set out in the above and foregoing report of the Standing Committee on Rules.

### BILLS ON THIRD READING

S. 42. To Amend Section 151 of Chapter 8 of Title 52 of the Code of Alabama of 1940 as amended by Act No. 206 of Acts of the 1943 Session of the Legislature, and as amended by Act No. 418 of the 1951 Regular Session of the Legislature.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Nettles
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Nolen
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Albea	Faulk	Johnson (Tallapoosa)	Oden
Ashworth	Ferrell	Kaul	Payne
Bassett	Franklin	Kelly	Perry
Boyd	Gilchrist	Kendall	Ramey
Bradford	Gilmer	Kirkham	Reynolds
Brannan	Gist	Lackey	Roberts
Branyon	Goodwyn	Law	Rodgers
Brasseil	Gregory	Lee (Barbour)	Shumate
Brooks	Grouby	Lee (Lawrence)	Simon
Brown (Lamar)	Hain	Locke (Choctaw)	Speaks
Brown (Lee)	Hall	Locke (Perry)	Steagall
Burkhalter	Haltom	Love	Stembridge
Callahan	Hanby	McClendon (Chambers)	Stokes
Cornett	Hardy	McKay	Summerlin
Cox	Hare	McLendon (Bullock)	Taylor
Crook	Harrison	McNider	Thomas
Davis	Harvey	Martin	Tyson
Dawkins	Hodges	Merrill	Vacca
Dement	Holliman	Money	Ward
DeSear	Huddleston	Murphy	Windle



And the bill:

H. 387. To provide further for the operation of the county boards of equalization of all counties having a population of not less than 31,000 nor more than 35,000 inhabitants, according to the last or any subsequent federal decennial census; prescribing the compensation and expense allowance of the members of such boards, providing for the payment thereof and for the employment of a clerk-secretary by such board.

Was taken up.

Mr. Law offered the following substitute for the bill, H. 387:

A BILL  
TO BE ENTITLED  
AN ACT

To provide further for the operation of the county boards of equalization of all counties having a population of not less than 31,500 nor more than 35,000 inhabitants, according to the last or any subsequent federal decennial census; prescribing the compensation and expense allowance of the members of such boards, providing for the payment thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. The chairman and members of the county board of equalization of all counties having a population of not less than 31,500 nor more than 35,000, according to the last or any subsequent federal decennial census, shall each be entitled to receive fifteen dollars (\$15) per day for each day they are engaged in the performance of their duties. The board shall meet at least eighty, but not more than one hundred days during each year. The board shall also be allowed two hundred dollars (\$200) per annum as traveling expenses, such amount to be apportioned or allotted to the members of the board by the board.

Section 2. The per diem of the chairman and board members and the expense allowance provided by the board shall be paid as follows: One-third by the State from the state treasury, as provided by Chapter 9 of Title 51, Code of Alabama (1940), as amended, one-third by the county from the county treasury, and one-third shall be paid by the municipalities of the county pro rata in proportion to population.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. The provisions of the Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker  
Adams (Jefferson)  
Adams (Tallapoosa)  
Albea

Ashworth  
Bassett  
Boyd  
Bradford

Brannan  
Branyon  
Brassell  
Brooks

Brown (Lamar)  
Brown (Lee)  
Burkhalter  
Callahan

Cornett	Hain	Law	Perry
Cox	Hall	Lee (Barbour)	Ramey
Crook	Haltom	Lee (Lawrence)	Reynolds
Davis	Hanby	Locke (Choctaw)	Roberts
Dawkins	Hardy	Locke (Perry)	Rodgers
Dement	Hare	Love	Shumate
DeSear	Harrison	McClendon (Chambers)	Simon
Dickson	Harvey	McKay	Speaks
Edwards (Escambia)	Hodges	McLendon (Bullock)	Steagall
Edwards (Jefferson)	Holliman	McNider	Stembridge
Faulk	Huddleston	Martin	Stokes
Ferrell	Hunt	Merrill	Summerlin
Franklin	Jenkins	Money	Taylor
Gilchrist	Johnson (Elmore)	Murphy	Thomas
Gilmer	Johnson (Tallapoosa)	Nettles	Tyson
Gist	Kelly	Nolen	Vacca
Goodwyn	Kendall	Oakley	Ward
Gregory	Kirkham	Oden	Windle
Grouby	Lackey	Payne	

—91

And said bill, H. 387, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Nolen
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallapoosa)	Payne
Ashworth	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Ramey
Boyd	Gilchrist	Kirkham	Reynolds
Bradford	Gilmer	Lackey	Roberts
Brannan	Gist	Law	Rodgers
Branyon	Goodwyn	Lee (Barbour)	Shumate
Brassell	Gregory	Lee (Lawrence)	Simon
Brooks	Grouby	Locke (Choctaw)	Speaks
Brown (Lamar)	Hain	Locke (Perry)	Steagall
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Stokes
Callahan	Hanby	McKay	Summerlin
Cornett	Hardy	McLendon (Bullock)	Taylor
Cox	Hare	McNider	Thomas
Crook	Harrison	Martin	Tyson
Davis	Harvey	Merrill	Vacca
Dawkins	Hodges	Money	Ward
Dement	Holliman	Murphy	Windle
DeSear	Huddleston	Nettles	

—91

#### H. 448 POSTPONED

On motion of Mr. Gilmer, consideration of the bill, H. 448, was postponed until the next legislative day without losing its place on the Calendar.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Albea	Boyd	Branyon
Adams (Jefferson)	Ashworth	Bradford	Brassell
Adams (Tallapoosa)	Bassett	Brannan	Brooks

Brown (Lamar)	Goodwyn	Kirkham	Payne
Brown (Lee)	Gregory	Lackey	Perry
Burkhalter	Grouby	Law	Ramey
Callahan	Hain	Lee (Barbour)	Reynolds
Cornett	Hall	Lee (Lawrence)	Roberts
Cox	Haltom	Locke (Choctaw)	Rodgers
Crook	Hanby	Locke (Perry)	Shumate
Davis	Hardy	Love	Simon
Dawkins	Hare	McClendon (Chambers)	Speaks
Dement	Harrison	McKay	Steagall
DeSear	Harvey	McLendon (Bullock)	Stembridge
Dickson	Hodges	McNider	Stokes
Edwards (Escambia)	Holliman	Martin	Summerlin
Edwards (Jefferson)	Huddleston	Merrill	Taylor
Faulk	Hunt	Money	Thomas
Ferrell	Jenkins	Murphy	Tyson
Franklin	Johnson (Elmore)	Nettles	Vacca
Gilchrist	Johnson (Tallapoosa)	Nolen	Ward
Gilmer	Kelly	Oakley	Windle
Gist	Kendall	Oden	

—91

## H. 449 POSTPONED

On motion of Mr. Gilmer, consideration of the bill, H. 449, was postponed until the next legislative day without losing its place on the Calendar.

Yeas 91; Nays 0.

## Yeas:

Mr. Speaker	Dickson	<b>Hunt</b>	Nolen
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallapoosa)	Payne
Ashworth	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Ramey
Boyd	Gilchrist	Kirkham	Reynolds
Bradford	Gilmer	Lackey	Roberts
Brannan	Gist	Law	Rodgers
Branyon	Goodwyn	Lee (Barbour)	Shumate
Brassell	Gregory	Lee (Lawrence)	Simon
Brooks	Grouby	Locke (Choctaw)	Speaks
Brown (Lamar)	Hain	Locke (Perry)	Steagall
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Stokes
Callahan	Hanby	McKay	Summerlin
Cornett	Hardy	McLendon (Bullock)	Taylor
Cox	Hare	McNider	Thomas
Crook	Harrison	Martin	Tyson
Davis	Harvey	Merrill	Vacca
Dawkins	Hodges	Money	Ward
Dement	Holliman	Murphy	Windle
DeSear	Huddleston	Nettles	

—91

And the bill:

H. 117. Relating to Mobile County; providing further for the government of the county; abolishing the board of revenue and road commissioners, and creating a county commission in lieu thereof; providing for the selection of the members of the commission, and prescribing their qualifications, terms, and compensation; providing for the organization and jurisdiction of the commission, and the powers and duties of its individual members.

Was taken up.

Mr. Tyson offered the following amendment to the bill, H. 117:

Amendment to H. B. 117:

Amend H. B. 117 by striking out Section 9 in its entirety and inserting in lieu thereof the following:

"Section 9. The substantial provisions of this Act shall become effective only if approved by a majority of the qualified electors of Mobile County who vote in a referendum hereon, to be held on the date of the first countywide primary, general, or special election held after the passage of this Act. The board of revenue and road commissioners of Mobile County shall order and provide for the holding of the referendum on such date. On the ballots to be used at the referendum the question shall be stated substantially as follows: 'Shall the provisions of Act No. \_\_\_\_\_, of the 1957 Regular Session of the Legislature, approved the \_\_\_\_\_ day of \_\_\_\_\_, 1957, which alters the form of government of Mobile County, be adopted? Yes ( ) No ( ).' If a majority of the votes cast in the referendum are 'Yes,' all the provisions of this Act shall become effective immediately. If the majority are 'No,' this Act shall have no further force or effect. It is provided, however, that the judge of probate of Mobile County shall certify the results of the referendum to the Secretary of State."

The amendment was adopted.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Nolen
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Adams (Tallahassee)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albee	Faulk	Johnson (Tallahassee)	Payne
Ashworth	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Ramey
Boyd	Gilchrist	Kirkham	Reynolds
Bradford	Gilmer	Lackey	Roberts
Brannan	Gist	Law	Rodgers
Branyon	Goodwyn	Lee (Barbour)	Shumate
Brassell	Gregory	Lee (Lawrence)	Simon
Brooks	Grouby	Locke (Choctaw)	Speaks
Brown (Lamar)	Hain	Locke (Perry)	Steagall
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Stokes
Callahan	Hanby	McKay	Summerlin
Cornett	Hardy	McLendon (Bullock)	Taylor
Cox	Hare	McNider	Thomas
Crook	Harrison	Martin	Tyson
Davis	Harvey	Merrill	Vacca
Dawkins	Hodges	Money	Ward
Dement	Holliman	Murphy	Windle
DeSear	Huddleston	Nettles	

—91

And said bill, H. 117, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Nolen
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallapoosa)	Payne
Ashworth	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Ramey
Boyd	Gilchrist	Kirkham	Reynolds
Bradford	Gilmer	Lackey	Roberts
Brannan	Gist	Law	Rodgers
Branyon	Goodwyn	Lee (Barbour)	Shumate
Brassell	Gregory	Lee (Lawrence)	Simon
Brooks	Grouby	Locke (Choctaw)	Speaks
Brown (Lamar)	Hain	Locke (Perry)	Steagall
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Stokes
Calahan	Hanby	McKay	Summerlin
Cornett	Hardy	McLendon (Bullock)	Taylor
Cox	Hare	McNider	Thomas
Crook	Harrison	Martin	Tyson
Davis	Harvey	Merrill	Vacca
Dawkins	Hodges	Money	Ward
Dement	Holliman	Murphy	Windle
DeSear	Huddleston	Nettles	

—91

And the bill:

H. 652. To extend, alter, rearrange and define the boundary lines and corporate limits of the Town of Georgiana, in Butler County, Alabama.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Nolen
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallapoosa)	Payne
Ashworth	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Ramey
Boyd	Gilchrist	Kirkham	Reynolds
Bradford	Gilmer	Lackey	Roberts
Brannan	Gist	Law	Rodgers
Branyon	Goodwyn	Lee (Barbour)	Shumate
Brassell	Gregory	Lee (Lawrence)	Simon
Brooks	Grouby	Locke (Choctaw)	Speaks
Brown (Lamar)	Hain	Locke (Perry)	Steagall
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Stokes
Calahan	Hanby	McKay	Summerlin
Cornett	Hardy	McLendon (Bullock)	Taylor
Cox	Hare	McNider	Thomas
Crook	Harrison	Martin	Tyson
Davis	Harvey	Merrill	Vacca
Dawkins	Hodges	Money	Ward
Dement	Holliman	Murphy	Windle
DeSear	Huddleston	Nettles	

—91

H. 671 POSTPONED

On motion of Mr. Boyd, consideration of the bill, H. 671, was postponed until the next legislative day without losing its place on the Calendar.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Nolen
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallapoosa)	Payne
Ashworth	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Ramey
Boyd	Gilchrist	Kirkham	Reynolds
Bradford	Gilmer	Lackey	Roberts
Brannan	Gist	Law	Rodgers
Branyon	Goodwyn	Lee (Barbour)	Shumate
Brassell	Gregory	Lee (Lawrence)	Simon
Brooks	Grouby	Locke (Choctaw)	Speaks
Brown (Lamar)	Hain	Locke (Perry)	Steagall
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Stokes
Callahan	Hanby	McKay	Summerlin
Cornett	Hardy	McLendon (Bullock)	Taylor
Cox	Hare	McNider	Thomas
Crook	Harrison	Martin	Tyson
Davis	Harvey	Merrill	Vacca
Dawkins	Hodges	Money	Ward
Dement	Holliman	Murphy	Windle
DeSear	Huddleston	Nettles	

—91

And the bill:

S. 150. To amend Section 11 of an act heretofore adopted by the Alabama State Legislature for 1956, which such act is numbered 107 and was approved by the Governor of Alabama on the 14th day of February, 1956 so that the period at the end of said Section 11 shall be changed to a semicolon and following such semicolon the following words and figures shall be added to said Section 11: 'Provided, that the word 'consecutive' years, as the same is herein referred to shall not be construed to prevent a regular employee of the City of Prichard who is otherwise qualified from obtaining credit for consecutive years of service by reason of any leave of absence or other temporary non employment as an employee of the City, if such leave of absence or other non employment shall be approved by the City Council of the City of Prichard.

Was taken up.

Mr. Tyson offered the following substitute for the bill, S. 150:

Substitute for S. B. 150:

#### A BILL TO BE ENTITLED AN ACT

To amend Section 11 of an act approved February 14, 1956, creating and providing for the City of Prichard a special fund to be known as "The Municipal Employees Pension and Relief Fund" (Act No. 107, H. 150, 1956 Acts 154).

Be It Enacted by the Legislature of Alabama:

Section 1. Section 11 of an act approved February 14, 1956, creating and providing a special fund for the City of Prichard to be known as

"The Municipal Employees Pension and Relief Fund" (Act No. 107, H. 150, 1956 Acts 154) is hereby amended to read as follows:

"Section 11. Any employee of the City of Prichard, except as herein otherwise provided, who has been in the service of the City for as long as twenty (20) consecutive years and who is then employed by the City, upon his or her making application to the City Council shall be retired from service as an employee without medical examination or disability. Any employee who has been in the service of the City for as long as twenty (20) consecutive years and whose employment has been terminated prior to his making application for retirement from services as an employee shall be entitled to make application for retirement as an employee without medical examination or disability as if he were yet an employee of the City provided such application is made in writing to the City Council of the City of Prichard within sixty (60) days from the date his employment was terminated, and be entitled to the benefits accorded by this Act. In the event of the discharge, without just cause, of any permanent employee who has served as many as ten (10) continuous years, such person shall, upon reaching the retirement age, as the case may be, be entitled to and receive from the fund a sum equal to two and one-half percent (2½%) of his or her annual compensation at the time of his or her discharge, or two and one-half percent (2½%) of the average annual compensation of such employee over the past five (5) calendar years, whichever shall be greater, for each year or major fraction thereof that said employee shall have served at the time of dismissal. Upon retirement in the manner provided by this Act, the said City Council shall direct the payment of such retiring person monthly, from the fund a sum equal to one-half (½) of the compensation or salary received by such retiring person as salary in the service of employment of said City at the time of his or her retirement or termination; or an amount equal to fifty percent (50%) of the average compensation of such employee over the past five (5) calendar years, whichever shall be the greater, provided, however, that such payments to said retired person shall not commence or be effective until said person has attained the age of fifty-five (55) years; provided, that the word 'consecutive' as used in this section shall not be construed to the effect that any employee of the City of Prichard otherwise entitled to participate in a municipal employees pension and relief fund shall be penalized or shall have taken from him or her any length of service with the City of Prichard by reason of him or her having obtained a leave of absence or otherwise been temporarily out of the employ of the City of Prichard, and such leave of absence, or other non-employment of said employee shall be approved by the City Council of the City of Prichard."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Brannan	Cornett	Edwards (Escambia)
Adams (Jefferson)	Branyon	Cox	Edwards (Jefferson)
Adams (Tallapoosa)	Brassell	Crook	Faulk
Albea	Brooks	Davis	Ferrell
Ashworth	Brown (Lamar)	Dawkins	Franklin
Bassett	Brown (Lee)	Dement	Gilchrist
Boyd	Burkhalter	DeSear	Gilmer
Bradford	Callahan	Dickson	Gist

Goodwyn	Jenkins	McLendon (Bullock)	Rodgers
Gregory	Johnson (Elmore)	McNider	Shumate
Grouby	Johnson (Tallapoosa)	Martin	Simon
Hain	Kelly	Merrill	Speaks
Hall	Kendall	Money	Steagall
Haltom	Kirkham	Murphy	Stembridge
Hanby	Lackey	Nettles	Stokes
Hardy	Law	Nolen	Summerlin
Hare	Lee (Barbour)	Oakley	Taylor
Harrison	Lee (Lawrence)	Oden	Thomas
Harvey	Locke (Choctaw)	Payne	Tyson
Hodges	Locke (Perry)	Perry	Vacca
Holliman	Love	Ramey	Ward
Huddleston	McClendon (Chambers)	Reynolds	Windle
Hunt	McKay	Roberts	

—91

And said bill, S. 150, as thus amended, was read a third time at length and passed.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Nolen
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallapoosa)	Payne
Ashworth	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Ramey
Boyd	Gilchrist	Kirkham	Reynolds
Bradford	Gilmer	Lackey	Roberts
Brannan	Gist	Law	Rodgers
Branyon	Goodwyn	Lee (Barbour)	Shumate
Brassell	Gregory	Lee (Lawrence)	Simon
Brooks	Grouby	Locke (Choctaw)	Speaks
Brown (Lamar)	Hain	Locke (Perry)	Steagall
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Stokes
Callahan	Hanby	McKay	Summerlin
Cornett	Hardy	McLendon (Bullock)	Taylor
Cox	Hare	McNider	Thomas
Crook	Harrison	Martin	Tyson
Davis	Harvey	Merrill	Vacca
Dawkins	Hodges	Money	Ward
Dement	Holliman	Murphy	Windle
DeSear	Huddleston	Nettles	

—91

#### H. 657 POSTPONED

On motion of Mr. Nice, consideration of the bill, H. 657, was postponed until the next legislative day without losing its place on the Calendar.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Bradford	Burkhalter	Dement
Adams (Jefferson)	Brannan	Callahan	DeSear
Adams (Tallapoosa)	Branyon	Cornett	Dickson
Albea	Brassell	Cox	Edwards (Escambia)
Ashworth	Brooks	Crook	Edwards (Jefferson)
Bassett	Brown (Lamar)	Davis	Faulk
Boyd	Brown (Lee)	Dawkins	Ferrell



Franklin	Holliman	McClendon (Chambers)	Roberts
Gilchrist	Huddleston	McKay	Rodgers
Gilmer	Hunt	McLendon (Bullock)	Shumate
Gist	Jenkins	McNider	Simon
Goodwyn	Johnson (Elmore)	Martin	Speaks
Gregory	Johnson (Tallapoosa)	Merrill	Steagall
Grouby	Kelly	Money	Stembridge
Hain	Kendall	Murphy	Stokes
Hall	Kirkham	Nettles	Summerlin
Haltom	Lackey	Nolen	Taylor
Hanby	Law	Oakley	Thomas
Hardy	Lee (Barbour)	Oden	Tyson
Hare	Lee (Lawrence)	Payne	Vacca
Harrison	Locke (Choctaw)	Perry	Ward
Harvey	Locke (Perry)	Ramey	Windle
Hodges	Love	Reynolds	

—91

And the bill:

H. 675. To provide for and regulate the use or disposition of certain real estate acquired by the State of Alabama for highway right of way purposes for use in constructing a road, highway, or parkway from Gulf Shores to Fort Morgan in Baldwin County, Alabama.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Nolen
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallapoosa)	Payne
Ashworth	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Ramey
Boyd	Gilchrist	Kirkham	Reynolds
Bradford	Gilmer	Lackey	Roberts
Brannan	Gist	Law	Rodgers
Branyon	Goodwyn	Lee (Barbour)	Shumate
Brassell	Gregory	Lee (Lawrence)	Simon
Brooks	Grouby	Locke (Choctaw)	Speaks
Brown (Lamar)	Hain	Locke (Perry)	Steagall
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Stokes
Callahan	Hanby	McKay	Summerlin
Cornett	Hardy	McLendon (Bullock)	Taylor
Cox	Hare	McNider	Thomas
Crook	Harrison	Martin	Tyson
Davis	Harvey	Merrill	Vacca
Dawkins	Hodges	Money	Ward
Dement	Holliman	Murphy	Windle
DeSear	Huddleston	Nettles	

—91

And the bill:

H. 678. To provide for the payment of expenses incurred by members of the court of county commissioners, board of revenue, or like governing body of Choctaw County which are incurred in the performance of their duties.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Nolen
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Adams (Tallahassee)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallahassee)	Payne
Ashworth	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Ramey
Boyd	Gilchrist	Kirkham	Reynolds
Bradford	Gilmer	Lackey	Roberts
Brannan	Gist	Law	Rodgers
Branyon	Goodwyn	Lee (Barbour)	Shumate
Brassell	Gregory	Lee (Lawrence)	Simon
Brooks	Grouby	Locke (Choctaw)	Speaks
Brown (Lamar)	Hain	Locke (Perry)	Steagall
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Stokes
Callahan	Hanby	McKay	Summerlin
Cornett	Hardy	McLendon (Bullock)	Taylor
Cox	Hare	McNider	Thomas
Crook	Harrison	Martin	Tyson
Davis	Harvey	Merrill	Vacca
Dawkins	Hodges	Money	Ward
Dement	Holliman	Murphy	Windle
DeSear	Huddleston	Nettles	

—91

And the bill:

H. 662. Relating to the registration of voters in counties having a population of not less than 26,000 nor more than 26,600, according to the last or any subsequent federal decennial census; relieving the members of the boards of registrars in such counties of the duty of visiting precincts or voting places in the performance of their official duties.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Nolen
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Adams (Tallahassee)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallahassee)	Payne
Ashworth	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Ramey
Boyd	Gilchrist	Kirkham	Reynolds
Bradford	Gilmer	Lackey	Roberts
Brannan	Gist	Law	Rodgers
Branyon	Goodwyn	Lee (Barbour)	Shumate
Brassell	Gregory	Lee (Lawrence)	Simon
Brooks	Grouby	Locke (Choctaw)	Speaks
Brown (Lamar)	Hain	Locke (Perry)	Steagall
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Stokes
Callahan	Hanby	McKay	Summerlin
Cornett	Hardy	McLendon (Bullock)	Taylor
Cox	Hare	McNider	Thomas
Crook	Harrison	Martin	Tyson
Davis	Harvey	Merrill	Vacca
Dawkins	Hodges	Money	Ward
Dement	Holliman	Murphy	Windle
DeSear	Huddleston	Nettles	

—91

## H. 683 POSTPONED

On motion of Mr. Huddleston, consideration of the bill, H. 683, was postponed until the twenty-fourth legislative day.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Nolen
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallapoosa)	Payne
Ashworth	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Ramey
Boyd	Gilchrist	Kirkham	Reynolds
Bradford	Gilmer	Lackey	Roberts
Brannan	Gist	Law	Rodgers
Branyon	Goodwyn	Lee (Barbour)	Shumate
Brassell	Gregory	Lee (Lawrence)	Simon
Brooks	Grouby	Locke (Choctaw)	Speaks
Brown (Lamar)	Hain	Locke (Perry)	Steagall
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Stokes
Callahan	Hanby	McKay	Summerlin
Cornett	Hardy	McLendon (Bullock)	Taylor
Cox	Hare	McNider	Thomas
Crook	Harrison	Martin	Tyson
Davis	Harvey	Merrill	Vacca
Dawkins	Hodges	Money	Ward
Dement	Holliman	Murphy	Windle
DeSear	Huddleston	Nettles	

—91

And the bill:

H. 684. Regulating through licensure the occupation of plumbing in Colbert County, Alabama; creating a board of plumbers examination and registration in such county for the purpose of examining and licensing master plumbers and journeyman plumbers; providing for the appointment and term of office of members of such board and prescribing the organization, powers and duties of the board; fixing standards for master and journeyman plumbers and prescribing examination and certification fees and authorizing their collection and disbursement; authorizing the revocation and renewal of such certifications and prescribing the procedures therefor; and providing penalties for violations of this Act.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Brassell	Dawkins	Gilmer
Adams (Jefferson)	Brooks	Dement	Gist
Adams (Tallapoosa)	Brown (Lamar)	DeSear	Goodwyn
Albea	Brown (Lee)	Dickson	Gregory
Ashworth	Burkhalter	Edwards (Escambia)	Grouby
Bassett	Callahan	Edwards (Jefferson)	Hain
Boyd	Cornett	Faulk	Hall
Bradford	Cox	Ferrell	Haltom
Brannan	Crook	Franklin	Hanby
Branyon	Davis	Gilchrist	Hardy

Hare	Lackey	Money	Simon
Harrison	Law	Murphy	Speaks
Harvey	Lee (Barbour)	Nettles	Steagall
Hodges	Lee (Lawrence)	Nolen	Stembridge
Holliman	Locke (Choctaw)	Oakley	Stokes
Huddleston	Locke (Perry)	Oden	Summerlin
Hunt	Love	Payne	Taylor
Jenkins	McClendon (Chambers)	Perry	Thomas
Johnson (Elmore)	McKay	Ramey	Tyson
Johnson (Tallapoosa)	McLendon (Bullock)	Reynolds	Vacca
Kelly	McNider	Roberts	Ward
Kendall	Martin	Rodgers	Windle
Kirkham	Merrill	Shumate	

—91

And the bill:

H. 685. Relating to Colbert County: To authorize the board of revenue, court of county commissioners, or like governing body of Colbert County to call an election in the county for the purpose of determining whether or not the county governing body may levy an additional county privilege or excise tax on tobacco and certain tobacco products; prescribing the power, duties, and authority of the county governing body in the collection and enforcement of the tax, if imposed; prescribing the method or manner of evidencing the payment of the tax, if imposed, through the use of stamps, and allowing a discount for handling tobacco tax stamps; providing that the proceeds of the tax, if imposed, shall be used exclusively for the purpose of acquiring, constructing, equipping, enlarging, improving, maintaining, and operating a public hospital in the county; and prescribing penalties for violations of the Act.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Nolen
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallapoosa)	Payne
Ashworth	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Ramey
Boyd	Gilchrist	Kirkham	Reynolds
Bradford	Gilmer	Lackey	Roberts
Brannan	Gist	Law	Rodgers
Branyon	Goodwyn	Lee (Barbour)	Shumate
Brassell	Gregory	Lee (Lawrence)	Simon
Brooks	Grouby	Locke (Choctaw)	Speaks
Brown (Lamar)	Hain	Locke (Perry)	Steagall
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Stokes
Callahan	Hanby	McKay	Summerlin
Cornett	Hardy	McLendon (Bullock)	Taylor
Cox	Hare	McNider	Thomas
Crook	Harrison	Martin	Tyson
Davis	Harvey	Merrill	Vacca
Dawkins	Hodges	Money	Ward
Dement	Holliman	Murphy	Windle
DeSear	Huddleston	Nettles	

—91

And the bill:

H. 686. Proposing an amendment to the Constitution relating to the compensation of certain officers of Colbert County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Nolen
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallapoosa)	Payne
Ashworth	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Ramey
Boyd	Gilchrist	Kirkham	Reynolds
Bradford	Gilmer	Lackey	Roberts
Brannan	Gist	Law	Rodgers
Branyon	Goodwyn	Lee (Barbour)	Shumate
Brassell	Gregory	Lee (Lawrence)	Simon
Brooks	Grouby	Locke (Choctaw)	Speaks
Brown (Lamar)	Hain	Locke (Perry)	Steagall
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Stokes
Callahan	Hanby	McKay	Summerlin
Cornett	Hardy	McLendon (Bullock)	Taylor
Cox	Hare	McNider	Thomas
Crook	Harrison	Martin	Tyson
Davis	Harvey	Merrill	Vacca
Dawkins	Hodges	Money	Ward
Dement	Holliman	Murphy	Windle
DeSear	Huddleston	Nettles	

—91

And the bill:

H. 687. To propose an amendment to the Constitution of Alabama relative to the industrial development of Bullock County.

Was taken up.

Mr. Crook offered the following amendment to the bill, H. 687:

Amendment to H. B. 687:

Amend H. B. 687 by striking out the comma following the word "authority," and the words and punctuation "without any election or approval other than the approval of its governing body, to do any one or more of the following:," where they appear near the beginning of the proposed amendment set out in Section 1 of the bill, and substituting therefor the following:

"to do any one or more of the following, provided that such action is first approved by a majority of the qualified electors of the county who vote at an election held for such purpose."

And the amendment was adopted.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Ashworth	Brannan	Brown (Lamar)
Adams (Jefferson)	Bassett	Branyon	Brown (Lee)
Adams (Tallapoosa)	Boyd	Brassell	Burkhalter
Albea	Bradford	Brooks	Callahan

Cornett	Hain	Law	Perry
Cox	Hall	Lee (Barbour)	Ramey
Crook	Haltom	Lee (Lawrence)	Reynolds
Davis	Hanby	Locke (Choctaw)	Roberts
Dawkins	Hardy	Locke (Perry)	Rodgers
Dement	Hare	Love	Shumate
DeSear	Harrison	McClendon (Chambers)	Simon
Dickson	Harvey	McKay	Speaks
Edwards (Escambia)	Hodges	McLendon (Bullock)	Steagall
Edwards (Jefferson)	Holliman	McNider	Stembridge
Faulk	Huddleston	Martin	Stokes
Ferrell	Hunt	Merrill	Summerlin
Franklin	Jenkins	Money	Taylor
Gilchrist	Johnson (Elmore)	Murphy	Thomas
Gilmer	Johnson (Tallapoosa)	Nettles	Tyson
Gist	Kelly	Nolen	Vacca
Goodwyn	Kendall	Oakley	Ward
Gregory	Kirkham	Oden	Windle
Grouby	Lackey	Payne	

—91

And said bill, H. 687, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Dickson	Hunt	Nolen
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallapoosa)	Payne
Ashworth	Ferrell	Kelly	Perry
Bassett	Franklin	Kendall	Ramey
Boyd	Gilchrist	Kirkham	Reynolds
Bradford	Gilmer	Lackey	Roberts
Brannan	Gist	Law	Rodgers
Branyon	Goodwyn	Lee (Barbour)	Shumate
Brassell	Gregory	Lee (Lawrence)	Simon
Brooks	Grouby	Locke (Choctaw)	Speaks
Brown (Lamar)	Hain	Locke (Perry)	Steagall
Brown (Lee)	Hall	Love	Stembridge
Burkhalter	Haltom	McClendon (Chambers)	Stokes
Callahan	Hanby	McKay	Summerlin
Cornett	Hardy	McLendon (Bullock)	Taylor
Cox	Hare	McNider	Thomas
Crook	Harrison	Martin	Tyson
Davis	Harvey	Merrill	Vacca
Dawkins	Hodges	Money	Ward
Dement	Holliman	Murphy	Windle
DeSear	Huddleston	Nettles	

—91

## RECESS

Mr. Thomas moved that the House recess until 2:30 o'clock this afternoon.

The substitute motion of Mr. Tyson that the House recess until 3:00 o'clock this afternoon was adopted.

Yeas 45; Nays 39.

Yeas:

Mr. Speaker	Dickson	Lackey	Perry
Adams (Jefferson)	Edwards (Jefferson)	Lee (Barbour)	Pirkle
Albea	Faulk	McLendon (Bullock)	Ramey
Ashworth	Ferrell	Martin	Richardson
Boyd	Goodwyn	Merrill	Roberts
Bradford	Gregory	Murphy	Simon
Brassell	Hall	Nettles	Steagall
Brooks	Hare	Nice	Stokes
Brown (Lamar)	Harrison	Nolen	Thomas
Brown (Lee)	Harvey	Oden	Tyson
Davis	Hodges	Payne	Vacca
Dawkins			

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Nays:

Messrs.:	Edwards (Escambia)	Hunt	McKay
Adams (Tallapoosa)	Franklin	Jenkins	McNider
Bassett	Gilchrist	Johnson (Tallapoosa)	Oakley
Branyon	Gist	Kelly	Rodgers
Brewer	Grouby	Kirkham	Shumate
Broadfoot	Hain	Lee (Lawrence)	Speaks
Callahan	Hanby	Locke (Choctaw)	Stembridge
Cox	Hardy	Locke (Perry)	Taylor
Dement	Holliman	Love	Ward
DeSear	Huddleston	McClendon (Chambers)	Windle

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#### AFTERNOON SESSION

The hour of 3:00 o'clock P.M. having arrived, the House reconvened.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Joint Resolution, your signature thereto is requested:

S. J. R. 56. Designating the Cahaba River bridge at Centerville as "The Wiley Howard Cooper Bridge", honoring the late Senator Cooper.

J. E. SPEIGHT,  
Secretary.

#### SIGNING OF SENATE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Joint Resolution, the title to which is set out in the above and foregoing Message from the Senate.

#### REQUESTING SENATE TO RETURN HOUSE BILL NO. 675

The motion of Mr. Brannan to direct the Clerk of the House to request the Senate to return to the House the bill, H. 675, was adopted.

Yeas 68; Nays 0.

Yeas:

Mr. Speaker	Albea	Bradford	Brooks
Adams (Jefferson)	Ashworth	Brannan	Brown (Lamar)
Adams (Tallapoosa)	Boyd	Branyon	Brown (Lee)

Burkhalter	Hain	Kelly	Money
Cox	Hall	Kendall	Nettles
Crook	Haltom	Kirkham	Nice
Davis	Hanby	Lackey	Nolen
Dickson	Hardy	Lee (Lawrence)	Perry
Edwards (Escambia)	Hare	Locke (Choctaw)	Ramey
Edwards (Jefferson)	Harrison	Locke (Perry)	Reynolds
Faulk	Harvey	Love	Roberts
Ferrell	Holliman	McClendon (Chambers)	Rodgers
Franklin	Hunt	McKay	Speaks
Gilmer	Jenkins	McLendon (Bullock)	Steagall
Gist	Johnson (Elmore)	McNider	Summerlin
Gregory	Johnson (Tallapoosa)	Martin	Taylor
Grouby	Kaul	Merrill	Windle

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## BILLS ON THIRD READING RESUMED

H. 688. Relating to Elmore County: To provide for a Clerk in the office of the Clerk of the Circuit Court of Elmore County, Alabama; to fix the method and basis of such Clerk's employment and compensation, and to designate the fund from which payable; to repeal all laws in conflict herewith; to provide that the partial invalidity of this Act shall not affect the remainder thereof; and to fix the time when this Act shall become effective.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
Brannan	Franklin	Kendall	Perry
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

—83

And the bill:

H. 689. Relating to Elmore County: Authorizing and directing the Court of County Commissioners of the County of Elmore to pay to James E. Johnson the sum of One Hundred Fifty (\$150.00) Dollars out of the general fund of Elmore County, Alabama.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.



Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
Brannan	Franklin	Kendall	Perry
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

—83

And the bill:

H. 698. To alter, rearrange, extend, and establish the boundary lines and corporate limits of the Town of Linden, Marengo County, Alabama.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
Brannan	Franklin	Kendall	Perry
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

—83

And the bill:

H. 699. Proposing an amendment to the Constitution relating to Marion County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

*Yeas:*

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
Brannan	Franklin	Kendall	Perry
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

—83

**And the bill:**

H. 704. To regulate further the office of the Judge of Probate of Mobile County; authorizing and empowering the Judge of Probate to create and establish provisions for the performance and function of duties of his office, to assign functions and duties to such divisions and to delegate certain powers to the Chiefs of such divisions; which act appears in Acts of Alabama of 1955 at pages 335 and 336, approved June 28, 1955.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

*Yeas:*

Mr. Speaker	Crook	Grouby	Lackey
Adams (Jefferson)	Davis	Hain	Law
Adams (Tallapoosa)	Dawkins	Hall	Lee (Barbour)
Albea	deGraffenried	Haltom	Lee (Lawrence)
Ashworth	Dement	Hanby	Locke (Choctaw)
Boyd	DeSear	Hardy	Locke (Perry)
Bradford	Dickson	Harrison	McClendon (Chambers)
Brannan	Edwards (Escambia)	Harvey	McKay
Branyon	Edwards (Jefferson)	Hodges	McLendon (Bullock)
Brewer	Faulk	Holliman	McNider
Brooks	Ferrell	Hunt	Martin
Brown (Lamar)	Franklin	Jenkins	Mathews
Brown (Lee)	Gilchrist	Johnson (Elmore)	Merrill
Burkhalter	Gilmer	Johnson (Tallapoosa)	Money
Callahan	Gist	Kelly	Nettles
Cornett	Goodwyn	Kendall	Nolen
Cox	Gregory	Kirkham	Oakley

Oden	Reynolds	Steagall	Vacca	
Payne	Roberts	Summerlin	Ward	
Perry	Shumate	Taylor	Windle	
Ramey	Speaks	Thomas		—83

And the bill:

H. 705. To amend Sections 2 and 3 of Act No. 344, S. 10, approved August 1, 1951 (Acts of Alabama, 1951, Vol. I, p. 632), entitled "An Act to provide for the assessment of ad valorem taxes on real and personal property in counties having a population of not less than 225,000 nor more than 400,000 inhabitants according to the last or any succeeding Federal Census; to provide for the claiming of statutory exemptions on such property; and to provide penalties for failure to comply with the provision of this Act."

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
Brannan	Franklin	Kendall	Perry
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

— 83

And the bill:

H. 706. To amend Section 62 of Title 51, Code of Alabama, (1940), which relates to the condensed statements of all assessments required to be entered by tax assessors in assessment books, or in lists arranged alphabetically and bound, by exempting the tax assessor in counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, from the requirement of computing and entering opposite the name of each taxpayer the aggregate amount of state, county and special taxes with which such taxpayer is charged.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
Brannan	Franklin	Kendall	Perry
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

—83

And the bill:

H. 707. To authorize the tax assessor in counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, to use a type of paper commonly known as "onion skin" in the preparation of records required to be prepared by the tax assessor in performing the official duties of his office.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
Brannan	Franklin	Kendall	Perry
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

—83

And the bill:

H. 722. To amend Section 3 of Act No. 56 of the Regular Session of the Legislature of Alabama of 1953, approved June 3, 1953 (Acts of Alabama Regular Session 1953, Page 76), being an Act levying additional privilege or license taxes in Tuscaloosa County; making such taxes applicable to certain public corporations or institutions.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
Brannan	Franklin	Kendall	Perry
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

—83

And the bill:

H. 723. To apply in all counties of this State having a population of not less than 94,000 and not more than 134,000 according to the latest or any subsequent Federal decennial census, and to further regulate the number of meetings allowed to be held by the County Board of Education in such counties.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Callahan	Franklin	Hodges
Adams (Jefferson)	Cornett	Gilchrist	Holliman
Adams (Tallapoosa)	Cox	Gilmer	Hunt
Albea	Crook	Gist	Jenkins
Ashworth	Davis	Goodwyn	Johnson (Elmore)
Boyd	Dawkins	Gregory	Johnson (Tallapoosa)
Bradford	deGraffenried	Grouby	Kelly
Brannan	Dement	Hain	Kendall
Branyon	DeSear	Hall	Kirkham
Brewer	Dickson	Haltom	Lackey
Brooks	Edwards (Escambia)	Hanby	Law
Brown (Lamar)	Edwards (Jefferson)	Hardy	Lee (Barbour)
Brown (Lee)	Faulk	Harrison	Lee (Lawrence)
Burkhalter	Ferrell	Harvey	Locke (Choctaw)

Locke (Perry)	Merrill	Perry	Summerlin
McClendon (Chambers)	Money	Ramey	Taylor
McKay	Nettles	Reynolds	Thomas
McLendon (Bullock)	Nolen	Roberts	Vacca
McNider	Oakley	Shumate	Ward
Martin	Oden	Speaks	Windle
Mathews	Payne	Steagall	

—83

And the bill:

H. 725. Providing for the payment of the automobile expenses of coroners in counties having a population of not less than 94,000 nor more than 134,000, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
Brannan	Franklin	Kendall	Perry
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

—83

And the bill:

H. 726. To amend further Section 4 of an act approved August 3, 1927 (Act No. 228, H. 707, Local Acts of Alabama, 1927, p. 130), an act which established the Inferior Court of Tuscaloosa County, Alabama.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Brewer	Davis	Ferrell
Adams (Jefferson)	Brooks	Dawkins	Franklin
Adams (Tallapoosa)	Brown (Lamar)	deGraffenried	Gilchrist
Albea	Brown (Lee)	Dement	Gilmer
Ashworth	Burkhalter	DeSear	Gist
Boyd	Callahan	Dickson	Goodwyn
Bradford	Cornett	Edwards (Escambia)	Gregory
Brannan	Cox	Edwards (Jefferson)	Grouby
Branyon	Crook	Faulk	Hain

Hall	Kelly	McNider	Reynolds
Haltom	Kendall	Martin	Roberts
Hanby	Kirkham	Mathews	Shumate
Hardy	Lackey	Merrill	Speaks
Harrison	Law	Money	Steagall
Harvey	Lee (Barbour)	Nettles	Summerlin
Hodges	Lee (Lawrence)	Nolen	Taylor
Holliman	Locke (Choctaw)	Oakley	Thomas
Hunt	Locke (Perry)	Oden	Vacca
Jenkins	McClendon (Chambers)	Payne	Ward
Johnson (Elmore)	McKay	Perry	Windle
Johnson (Tallapoosa)	McLendon (Bullock)	Ramey	

—83

And the bill:

H. 730. Relating to municipalities having a population of not less than 3,250 nor more than 3,350, according to the last or any subsequent federal decennial census; providing further for the public health and safety in such municipalities; prohibiting any person to build, maintain, or use a privy, or to own any building which does not have screened doors and windows, in such municipalities; and providing for the installation of water closets, septic tanks, and screens, and for the connection of such water closets with such septic tanks or the municipal sewerage system, by the municipality, and for the assessment of the cost thereof against the owner, in the event the owner fails to make such installation or connection, or to screen such doors and windows.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
Brannan	Franklin	Kendall	Perry
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

—83

And the bill:

S. 78. To regulate further the office of circuit solicitor of the Ninth Judicial District of Alabama: Creating special funds for expenditure by the Circuit Solicitor in law enforcement and in the conduct of his office.

Was read a third time at length and passed.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
Brannan	Franklin	Kendall	Perry
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

—83

And the bill:

S. 305. To fix the compensation of certain officers of Houston County; repealing conflicting laws.

Was read a third time at length and passed.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
Brannan	Franklin	Kendall	Perry
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

—83

And the bill:

S. 312. To provide further for purging the lists of registered voters in Cullman County; requiring and prescribing the procedure for the reidentification of registered voters; placing certain duties on the board of registrars and the county governing body relative to the re-



identification of registered voters; requiring the beat committeemen or other members of political parties organized in Cullman County to serve as clerks of the board of registrars in connection with the reidentification of registered voters; and providing a penalty for willfully making a false statement in connection with reidentification.

Was read a third time at length and passed.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
Brannan	Franklin	Kendall	Perry
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

—83

And the bill:

S. 315. To amend further Section 2 of an act approved February 18, 1927, entitled "An Act to provide additional duties and confer additional powers on each member of the Court of County Commissioners of Talladega County, Alabama, and supervising the construction, maintenance and upkeep of the roads and bridges in his District and to fix the salary and compensation of said commissioners."

Was read a third time at length and passed.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Cornett	Gilmer	Jenkins
Adams (Jefferson)	Cox	Gist	Johnson (Elmore)
Adams (Tallapoosa)	Crook	Goodwyn	Johnson (Tallapoosa)
Albea	Davis	Gregory	Kelly
Ashworth	Dawkins	Grouby	Kendall
Boyd	deGraffenried	Hain	Kirkham
Bradford	Dement	Hall	Lackey
Brannan	DeSear	Haltom	Law
Branyon	Dickson	Hanby	Lee (Barbour)
Brewer	Edwards (Escambia)	Hardy	Lee (Lawrence)
Brooks	Edwards (Jefferson)	Harrison	Locke (Choctaw)
Brown (Lamar)	Faulk	Harvey	Locke (Perry)
Brown (Lee)	Ferrell	Hodges	McClendon (Chambers)
Burkhalter	Franklin	Holliman	McKay
Callahan	Gilchrist	Hunt	McLendon (Bullock)

McNider	Nolen	Reynolds	Taylor
Martin	Oakley	Roberts	Thomas
Mathews	Oden	Shumate	Vacca
Merrill	Payne	Speaks	Ward
Money	Perry	Steagall	Windle
Nettles	Ramey	Summerlin	

—83

And the bill:

S. 321. To amend an Act, entitled "An Act, to provide additional duties and confer additional powers on each member of the Court of County Commissioners of Pike County, Alabama, in supervising the construction, maintenance and upkeep of the roads and bridges in his district, and to fix the salary and compensation of said Commissioners," approved October 19th, 1932, as amended by Act No. 295, Acts of The Regular Session of 1943, approved June 28, 1943.

Was read a third time at length and passed.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
<b>Brannan</b>	<b>Franklin</b>	<b>Kendall</b>	<b>Perry</b>
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

—83

And the bill:

H. 695. An Act to amend Sections 2, 3, and 7 of Act No. 470 of the Regular Session of the Legislature of Alabama of 1955, approved September 9, 1955, entitled "An Act to provide a separate retirement and relief system for certain of the presently active employees of the city of Birmingham who entered the service of the police department of said city prior to September 19, 1939, and to whom is applicable the pension and relief system provided by Act No. 502 of the regular session of the legislature of 1923, as reenacted and amended: To include in said separate system dependents of said presently active employees; and to render said Act No. 502 inapplicable to said certain presently active employees and their dependents."

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
Brannan	Franklin	Kendall	Perry
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

— 83

And the bill:

H. 696. Relating to the municipality of the City of Graysville in Jefferson County: To alter, rearrange, and extend the boundaries and corporate limits of the City of Graysville.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hodges	Merrill
Adams (Jefferson)	DeSear	Holliman	Money
Adams (Tallapoosa)	Dickson	Hunt	Nettles
Albea	Edwards (Escambia)	Jenkins	Nolen
Ashworth	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Boyd	Faulk	Johnson (Tallapoosa)	Oden
Bradford	Ferrell	Kelly	Payne
Brannan	Franklin	Kendall	Perry
Branyon	Gilchrist	Kirkham	Ramey
Brewer	Gilmer	Lackey	Reynolds
Brooks	Gist	Law	Roberts
Brown (Lamar)	Goodwyn	Lee (Barbour)	Shumate
Brown (Lee)	Gregory	Lee (Lawrence)	Speaks
Burkhalter	Grouby	Locke (Choctaw)	Steagall
Callahan	Hain	Locke (Perry)	Summerlin
Cornett	Hall	McClendon (Chambers)	Taylor
Cox	Haltom	McKay	Thomas
Crook	Hanby	McLendon (Bullock)	Vacca
Davis	Hardy	McNider	Ward
Dawkins	Harrison	Martin	Windle
deGraffenried	Harvey	Mathews	

— 83

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Thomas to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 571, was adopted.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	DeSear	Huddleston	Nolen
Adams (Jefferson)	Dickson	Johnson (Elmore)	Oden
Adams (Tallapoosa)	Edwards (Escambia)	Kelly	Perry
Albea	Edwards (Jefferson)	Kendall	Pirkle
Ashworth	Faulk	Kirkham	Ramey
Boyd	Franklin	Lackey	Reynolds
Bradford	Gilchrist	Lee (Barbour)	Richardson
Brannan	Gilmer	Lee (Lawrence)	Rodgers
Brassell	Gist	Locke (Choctaw)	Shumate
Brewer	Grouby	Locke (Perry)	Speaks
Brooks	Hain	Love	Steagall
Brown (Lee)	Hall	McClendon (Chambers)	Stembridge
Burkhalter	Haltom	McLendon (Bullock)	Stokes
Callahan	Hanby	McNider	Summerlin
Cornett	Hardy	Martin	Taylor
Cox	Hare	Merrill	Thomas
Crook	Harrison	Money	Tyson
Davis	Harvey	Murphy	Vacca
deGraffenried	Hodges	Nettles	Ward
Dement	Holliman	Nice	Windle

—80

And the bill:

H. 571 (with amendment). To propose an amendment to the Constitution of Alabama authorizing and providing for the issuance of not more than three million five hundred thousand dollars in principal amount of general obligation bonds of the State of Alabama for building, construction and improvement purposes at the University of Alabama Medical Center in Birmingham.

Was taken up.

The question was upon the adoption of the amendment reported by the Standing Committee on Constitution and Elections, said committee amendment being as follows:

Amend the bill, H. B. 571, by striking out the words "three million five hundred thousand dollars" wherever such words appear in the caption and body of the bill, and substitute therefor the words "four million five hundred thousand dollars."

And the amendment was adopted.

Yeas 83; Nays 1.

Yeas:

Mr. Speaker	Callahan	Faulk	Harvey
Adams (Jefferson)	Cornett	Ferrell	Hodges
Adams (Tallapoosa)	Cox	Franklin	Holliman
Albea	Crook	Gilchrist	Huddleston
Ashworth	Davis	Gilmer	Hunt
Boyd	Dawkins	Gist	Jenkins
Bradford	deGraffenried	Grouby	Johnson (Elmore)
Brannan	Dement	Hain	Kelly
Brassell	DeSear	Hall	Kendall
Brewer	Dickson	Haltom	Kirkham
Brooks	Edwards (Escambia)	Hardy	Lackey
Burkhalter	Edwards (Jefferson)	Harrison	Law

Lee (Barbour)	Martin	Perry	Stembridge
Lee (Lawrence)	Mathews	Pirkle	Stokes
Locke (Choctaw)	Merrill	Ramey	Thomas
Locke (Perry)	Money	Reynolds	Tyson
Love	Murphy	Richardson	Vacca
McClendon (Chambers)	Nettles	Shumate	Ward
McKay	Nice	Simon	Windle
McLendon (Bullock)	Nolen	Speaks	
McNider	Oden	Steagall	—83

Nay: Mr. Rodgers. —1

And said bill, H. 571, as thus amended, was read a third time at length and passed.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	deGraffenried	Holliman	Money
Adams (Jefferson)	Dement	Huddleston	Murphy
Adams (Tallapoosa)	DeSear	Hunt	Nettles
Albea	Dickson	Jenkins	Nice
Ashworth	Edwards (Escambia)	Johnson (Elmore)	Nolen
Boyd	Edwards (Jefferson)	Johnson (Tallapoosa)	Oden
Bradford	Faulk	Kelly	Perry
Brannan	Ferrell	Kirkham	Pirkle
Branyon	Franklin	Lackey	Ramey
Brassell	Gilchrist	Law	Reynolds
Brewer	Gilmer	Lee (Barbour)	Richardson
Broadfoot	Gist	Lee (Lawrence)	Shumate
Brooks	Grouby	Locke (Choctaw)	Simon
Brown (Lee)	Hain	Locke (Perry)	Speaks
Burkhalter	Hall	Love	Steagall
Callahan	Haltom	McClendon (Chambers)	Stembridge
Cornett	Hardy	McKay	Thomas
Cox	Hare	McLendon (Bullock)	Vacca
Crook	Harrison	McNider	Ward
Davis	Harvey	Martin	Windle
Dawkins	Hodges	Merrill	—83

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Fite to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 589, was adopted.

Yeas 81; Nays 1.

Yeas:

Mr. Speaker	Callahan	Franklin	Hodges
Adams (Jefferson)	Cornett	Gilchrist	Holliman
Albea	Crook	Gilmer	Hunt
Ashworth	Davis	Gist	Jenkins
Boyd	Dawkins	Goodwyn	Johnson (Elmore)
Bradford	deGraffenried	Grouby	Johnson (Tallapoosa)
Brannan	Dement	Hain	Kelly
Branyon	DeSear	Hall	Kendall
Brassell	Dickson	Haltom	Kirkham
Brooks	Edwards (Escambia)	Hardy	Lackey
Brown (Lamar)	Edwards (Jefferson)	Hare	Lee (Barbour)
Brown (Lee)	Faulk	Harrison	Lee (Lawrence)
Burkhalter	Ferrell	Harvey	Locke (Choctaw)

Locke (Perry)	Murphy	Pirkle	Stembridge
Love	Nettles	Ramey	Summerlin
McClendon (Chambers)	Nice	Reynolds	Taylor
McLendon (Bullock)	Nolen	Roberts	Thomas
McNider	Oakley	Rodgers	Vacca
Martin	Oden	Simon	Ward
Merrill	Perry	Steagall	Windle
Money			

—81

Nay: Mr. Speaks.

—1

And the bill:

H. 589 (with substitute). To authorize each county in Alabama to sell and issue from time to time interest bearing warrants for the purpose of erecting necessary public buildings, bridges and roads; to provide that such warrants shall be payable as to both principal and interest solely out of the proceeds of the special one-fourth of one per centum annual road, bridge and building ad valorem tax authorized by Section 215 of the Constitution of Alabama of 1901 to be levied by each county in the state; to require the pledging of such special tax for payment of such warrants; to specify the effect and priority of each such pledge; to authorize the refunding of any such warrants; and to provide that the provisions of this act shall control the provisions of any inconsistent law.

Was taken up.

The question was upon the adoption of the substitute reported by the Standing Committee on Local Government, said committee substitute being as follows:

Local Government Committee

Substitute for H. B. 589:

A BILL  
TO BE ENTITLED  
AN ACT

To authorize each county in Alabama to sell and issue from time to time interest bearing warrants or certificates of indebtedness for the purpose of erecting necessary public buildings, bridges and roads; to provide that such warrants and certificates of indebtedness shall be payable as to both principal and interest solely out of the proceeds of the special one-fourth of one per centum annual road, bridge and public building indebtedness ad valorem tax authorized by Section 215 of the Constitution of Alabama of 1901 to be levied by each county in the state; to require the pledging of such special tax for payment of such warrants and certificates of indebtedness; to specify the effect and priority of each such pledge; to authorize the refunding of any such warrants and certificates of indebtedness; to provide that any such warrants and certificates of indebtedness shall be legal investments for trust funds; to provide that the issuance of any such warrants or certificates of indebtedness, and the interest coupons applicable thereto, shall constitute the audit and allowance of claims against said special tax; to provide that no warrant need issue for any such certificates of indebtedness or for any interest coupons applicable thereto; and to provide that the provisions of this act shall control the provisions of any inconsistent law.

Be It Enacted by the Legislature of Alabama:

Section 1. The following words and phrases, including the plural of any thereof, whenever used in this act, shall, unless the context clearly indicates otherwise, have the following respective meanings:

"County" means any county in the State of Alabama.

"Securities" means any warrants or certificates of indebtedness issued pursuant to the provisions of this act.

"Special tax" means the special road, bridge and public building indebtedness ad valorem tax authorized by Section 215 of the Constitution of Alabama of 1901 to be levied by each county in the State of Alabama at a rate not to exceed one-fourth of one per centum per annum.

"Special tax obligations" means any bonds, warrants, notes, certificates of indebtedness and other securities (including warrants and certificates of indebtedness issued pursuant to the provisions of this act) issued by a county and secured by a specific pledge of the proceeds of the special tax levied and collected by such county, and includes general obligation bonds, warrants, notes, certificates of indebtedness and other securities so secured, as well as bonds, warrants, notes, certificates of indebtedness and other securities payable solely out of the proceeds of the special tax.

Section 2. Each county shall, to the extent of its constitutional debt limit, have the power from time to time to sell and issue interest bearing warrants or certificates of indebtedness for the purpose of erecting necessary public buildings, bridges and roads. Such securities may be in such denomination or denominations, may bear interest from their date at such rate or rates not exceeding six per cent (6%) per annum, payable semiannually, may be payable at such place or places within or without this state, may be executed in such manner and may contain such terms not in conflict with the provisions of this act, all as the governing body of the county may provide in the proceedings wherein the securities are authorized to be issued. The principal of and the interest on all such securities shall be payable solely out of the proceeds of the special tax levied and collected by the county by which such securities are issued. The full faith and credit of the county may not be pledged for payment of the principal or the interest on any securities issued pursuant to the provisions of this act. Neither shall any such securities be general obligations of the county by which they are issued. The principal of all securities issued pursuant to the provisions of this act shall be payable in annual installments, the first of which shall be payable not more than three years after the date of such securities and the last not more than thirty-one years after their date; provided however, that if, at the time of the issuance and delivery of any such securities, the county by which they are being issued has outstanding and unpaid any other special tax obligations maturing on or after three years after the date of such securities, it shall not be necessary for the principal of any of such securities to be payable in any calendar year during which the principal of any of such other special tax obligations is payable, it being the intention of this sentence to require only that immediately following the issuance by a county of any securities pursuant to the provisions of this act, the principal of some special tax obligations of such county be payable not more than three years after the date of such securities and that the principal of some special tax obligations of such county be payable in each calendar year thereafter until and including the last calendar year during which the principal of any of such securities is payable. The principal of any securities of the county maturing during any one calendar year, when added to any principal maturing during the same calendar year on all other special

tax obligations of such county, shall not be more than three times as great as the smallest total installment of principal of such securities (if any) and any other special tax obligations of such county maturing during any prior calendar year. Securities issued pursuant to the provisions of this act may be sold at such price, not less than ninety-five per centum of their face value, as the governing body of the county by which they are being issued may determine, and may be sold at public or private sale in such manner and from time to time as may be determined by such governing body to be advisable. The principal proceeds derived from the sale of any such securities shall be used solely for the purpose for which they were authorized to be issued, including the payment of any legal, fiscal and other expenses incurred in connection with the issuance thereof.

Section 3. The governing body of the county issuing any securities shall pledge and use, or cause to be used, for payment of the principal of and the interest on such securities so much as may be necessary for such purpose of the proceeds of the special tax, subject of course to any prior charges on the proceeds of the special tax. Such governing body may also, in the proceedings authorizing the issuance of such securities, provide for the creation and maintenance of such principal and interest funds and debt service reserve funds as it shall deem necessary and advisable and for the payment into such funds of such portion of the proceeds of the special tax as it deems advisable. If more than one such pledge shall be made of the said special tax, then such pledges shall take precedence in the order in which they were made, unless the proceedings making such pledge shall expressly provide that such pledge shall be on a parity with or subordinate to a subsequent pledge of said tax.

Section 4. Each county may in like manner from time to time issue refunding securities, either by sale or by exchange, for the purpose of refunding a like or greater principal amount of securities then outstanding and the interest thereon (whether such principal and interest are due at the time of such refunding or at a later date) and for the purpose of paying any premium necessary to be paid to retire the outstanding securities refunded thereby. The provisions of this act applicable to the securities so refunded shall likewise be applicable to such refunding securities.

Section 5. Securities issued pursuant to the provisions of this act shall be legal investments for trust funds.

Section 6. Insofar as the provisions of this act may be inconsistent with the provisions of any other law, the provisions of this act shall control, it being specifically declared that the provisions of Section 78 of Title 12 of the Code of Alabama of 1940 shall not be applicable to securities issued under the provisions of this act.

Section 7. Neither this act nor anything herein contained shall be construed as a restriction or limitation upon any powers which a county might otherwise have under the law of this state, but shall be considered as cumulative; and this act shall not be construed as requiring an election by the qualified voters of a county for the issuance of securities hereunder by such county.

Section 8. The issuance of securities and any interest coupons applicable thereto, pursuant to and in accordance with the authorization of the governing body of the county, shall be deemed to constitute an audit and allowance by such governing body of a claim (against the proceeds of the special tax pledged for such securities) in the aggregate principal amount of such securities and the interest coupons applicable



thereto, and no proof or registration or other audit or allowance of such claim shall be required. Neither shall any warrant be required to issue for any certificates of indebtedness issued pursuant to the provisions of this act or for any interest coupons applicable thereto; and such certificates and the interest coupons applicable thereto shall be held to constitute allowed claims from the date of their issuance against the proceeds of the special tax pledged therefor, just as if they were warrants issued pursuant to the provisions of this act and interest coupons applicable thereto.

Section 9. If any clause, provision or section of this act shall be held invalid and unenforceable by any court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other clause, provision or section hereof.

Section 10. This act shall become effective upon its passage and approval by the Governor or upon its otherwise becoming law.

And the substitute was adopted.

Yeas 81; Nays 2.

Yeas:

Mr. Speaker	DeSear	Jenkins	Nettles
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Nice
Albea	Edwards (Jefferson)	Johnson (Tallapoosa)	Nolen
Ashworth	Faulk	Kelly	Oakley
Boyd	Ferrell	Kendall	Perry
Bradford	Franklin	Kirkham	Pirkle
Brannan	Gilchrist	Lackey	Ramey
Branyon	Gilmer	Lee (Barbour)	Reynolds
Brassell	Goodwyn	Lee (Lawrence)	Roberts
Brewer	Grouby	Locke (Choctaw)	Simon
Brooks	Hain	Locke (Perry)	Steagall
Brown (Lamar)	Hall	Love	Stembridge
Brown (Lee)	Haltom	McClendon (Chambers)	Stokes
Burkhalter	Hardy	McKay	Summerlin
Callahan	Hare	McLendon (Bullock)	Taylor
Cornett	Harrison	McNider	Thomas
Crook	Harvey	Martin	Tyson
Davis	Hodges	Merrill	Vacca
Dawkins	Holliman	Money	Ward
deGraffenried	Hunt	Murphy	Windle
Dement			

—81

Nays: Messrs. Gist and Speaks.

—2

And said bill, H. 589, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 80; Nays 2.

Yeas:

Mr. Speaker	Brassell	Davis	Ferrell
Adams (Jefferson)	Brewer	Dawkins	Franklin
Adams (Tallapoosa)	Brooks	deGraffenried	Gilchrist
Albea	Brown (Lamar)	Dement	Gilmer
Ashworth	Brown (Lee)	DeSear	Goodwyn
Boyd	Burkhalter	Dickson	Grouby
Bradford	Callahan	Edwards (Escambia)	Hain
Brannan	Cornett	Edwards (Jefferson)	Hall
Branyon	Crook	Faulk	Haltom

Hardy	Kendall	McNider	Reynolds
Hare	Kirkham	Martin	Simon
Harrison	Lackey	Merrill	Steagall
Harvey	Lee (Barbour)	Money	Stembridge
Hodges	Lee (Lawrence)	Murphy	Stokes
Holliman	Locke (Choctaw)	Nettles	Summerlin
Hunt	Locke (Perry)	Nolen	Thomas
Jenkins	Love	Oakley	Tyson
Johnson (Elmore)	McClendon (Chambers)	Perry	Vacca
Johnson (Tallapoosa)	McKay	Pirkle	Ward
Kelly	McLendon (Bullock)	Ramey	Windle

—80

Nays: Messrs. Gist and Speaks.

—2

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Fite to suspend the rules in order to take up for immediate consideration the third reading of the bills, H. 114, H. 113 and H. 702, was adopted.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	Dawkins	Hunt	Nolen
Adams (Tallapoosa)	deGraffenried	Jenkins	Oakley
Albea	Dement	Johnson (Elmore)	Oden
Ashworth	DeSear	Johnson (Tallapoosa)	Perry
Boyd	Dickson	Kelly	Pirkle
Bradford	Edwards (Jefferson)	Kendall	Ramey
Brannan	Ferrell	Kirkham	Reynolds
Branyon	Franklin	Lackey	Rodgers
Brassell	Gilchrist	Lee (Barbour)	Simon
Brewer	Gilmer	Lee (Lawrence)	Speaks
Broadfoot	Gist	Locke (Choctaw)	Steagall
Brooks	Goodwyn	McClendon (Chambers)	Stembridge
Brown (Lamar)	Grouby	McKay	Summerlin
Brown (Lee)	Hall	McLendon (Bullock)	Taylor
Burkhalter	Haltom	McNider	Thomas
Callahan	Hare	Martin	Tyson
Cornett	Harrison	Mathews	Vacca
Cox	Harvey	Merrill	Ward
Crook	Hodges	Murphy	Windle
Davis	Holliman	Nettles	

—79

And the bill:

H. 114. To amend further Chapter 1 of Title 36, Code of Alabama (1940), so as to require drivers of vehicles to yield the right-of-way to other traffic under certain conditions.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 77; Nays 3.

Yeas:

Mr. Speaker	Bradford	Brown (Lamar)	Davis
Adams (Jefferson)	Brannan	Brown (Lee)	Dawkins
Adams (Tallapoosa)	Branyon	Burkhalter	deGraffenried
Albea	Brassell	Callahan	Dement
Ashworth	Brewer	Cox	DeSear
Boyd	Brooks	Crook	Dickson

Edwards (Escambia)	Holliman	McKay	Pirkle
Edwards (Jefferson)	Hunt	McLendon (Bullock)	Ramey
Faulk	Jenkins	McNider	Reynolds
Ferrell	Johnson (Tallapoosa)	Martin	Simon
Franklin	Kelly	Merrill	Speaks
Gilchrist	Kendall	Money	Steagall
Gilmer	Lackey	Murphy	Stembridge
Gist	Lee (Barbour)	Nettles	Taylor
Grouby	Lee (Lawrence)	Nice	Thomas
Hall	Locke (Choctaw)	Nolen	Tyson
Hare	Locke (Perry)	Oakley	Vacca
Harrison	Love	Oden	Ward
Harvey	McClendon (Chambers)	Perry	Windle
Hodges			

—77

*Nays:* Messrs. Broadfoot, Haltom and Huddleston.

—3

And the bill:

H. 113. Relating to highways; providing that the courts of county commissioners, boards of revenue or other like governing bodies shall erect and maintain necessary warning signs and devices on paved county roads.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 75; Nays 10.

*Yeas:*

Mr. Speaker	Dement	Jenkins	Oden
Adams (Jefferson)	Dickson	Johnson (Tallapoosa)	Perry
Adams (Tallapoosa)	Edwards (Escambia)	Kelly	Pirkle
Albea	Edwards (Jefferson)	Kendall	Ramey
Ashworth	Faulk	Lackey	Reynolds
Boyd	Ferrell	Lee (Barbour)	Rodgers
Brannan	Gilchrist	Lee (Lawrence)	Shumate
Brassell	Gist	Locke (Choctaw)	Simon
Brewer	Grouby	Love	Speaks
Broadfoot	Hall	McLendon (Bullock)	Steagall
Brooks	Haltom	McNider	Stembridge
Brown (Lee)	Hanby	Martin	Stokes
Burkhalter	Hare	Mathews	Summerlin
Callahan	Harrison	Merrill	Taylor
Cox	Harvey	Money	Thomas
Crook	Hodges	Murphy	Tyson
Davis	Holliman	Nettles	Vacca
Dawkins	Huddleston	Nice	Ward
deGraffenried	Hunt	Oakley	

—75

*Nays:*

Messrs.:	Brown (Lamar)	Hardy	Nolen
Bradford	Cornett	Law	Richardson
Branyon	Hain	McKay	

—10

And the bill:

H. 702. To amend further Section 18 of Title 19, Code of Alabama (1940), which relates to suspension of the judgment on appeal in condemnation proceedings.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 3.

Yeas:

Mr. Speaker	DeSear	Huddleston	Nolen
Adams (Jefferson)	Dickson	Hunt	Oakley
Albea	Edwards (Escambia)	Johnson (Elmore)	Oden
Ashworth	Edwards (Jefferson)	Johnson (Tallapoosa)	Perry
Boyd	Faulk	Kelly	Pirkle
Bradford	Ferrell	Kendall	Ramey
Brannan	Franklin	Lackey	Reynolds
Branyon	Gilchrist	Law	Shumate
Brassell	Gilmer	Lee (Barbour)	Simon
Brewer	Gist	Locke (Choctaw)	Speaks
Broadfoot	Gregory	Locke (Perry)	Steagall
Brooks	Grouby	Love	Stembridge
Brown (Lamar)	Hain	McClendon (Chambers)	Stokes
Brown (Lee)	Hall	McKay	Summerlin
Burkhalter	Haltom	McLendon (Bullock)	Taylor
Callahan	Hanby	McNider	Thomas
Crook	Hare	Martin	Tyson
Davis	Harrison	Mathews	Vacca
Dawkins	Harvey	Merrill	Ward
deGraffenried	Hodges	Money	Windle
Dement	Holliman	Murphy	

—83

Nays: Messrs. Adams (Tallapoosa), Kirkham and Nettles.

—3

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Fite to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 110, was adopted.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	deGraffenried	Hunt	Nettles
Adams (Jefferson)	Dement	Johnson (Elmore)	Nice
Adams (Tallapoosa)	DeSear	Johnson (Tallapoosa)	Nolen
Albea	Dickson	Kelly	Oakley
Ashworth	Edwards (Escambia)	Kendall	Oden
Boyd	Edwards (Jefferson)	Kirkham	Perry
Bradford	Faulk	Lackey	Pirkle
Brannan	Ferrell	Law	Ramey
Branyon	Franklin	Lee (Barbour)	Reynolds
Brassell	Gilchrist	Lee (Lawrence)	Shumate
Brewer	Gilmer	Locke (Choctaw)	Simon
Broadfoot	Gist	Locke (Perry)	Speaks
Brooks	Gregory	Love	Steagall
Brown (Lamar)	Grouby	McClendon (Chambers)	Stembridge
Burkhalter	Hall	McLendon (Bullock)	Summerlin
Callahan	Haltom	McNider	Taylor
Cornett	Hanby	Martin	Thomas
Cox	Hardy	Mathews	Tyson
Crook	Hare	Merrill	Vacca
Davis	Harrison	Money	Windle
Dawkins	Harvey	Murphy	

—83

And the bill:

H. 110. To amend Section 4 of Title 19, Code of Alabama (1940), which relates to the order of the court on filing an application for

condemnation, and the notice required to be given the owners of the land sought to be condemned.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83, Nays 0.

Yeas:

Mr. Speaker	deGraffenried	Huddleston	Murphy
Adams (Jefferson)	Dement	Hunt	Nettles
Adams (Tallapoosa)	DeSear	Johnson (Elmore)	Nolen
Albea	Dickson	Johnson (Tallapoosa)	Oakley
Ashworth	Edwards (Escambia)	Kelly	Oden
Boyd	Faulk	Kendall	Perry
Bradford	Ferrell	Kirkham	Pirkle
Brannan	Franklin	Law	Reynolds
Branyon	Gilchrist	Lee (Barbour)	Rodgers
Brassell	Gilmer	Lee (Lawrence)	Shumate
Brewer	Gist	Locke (Choctaw)	Simon
Broadfoot	Gregory	Locke (Perry)	Speaks
Brooks	Grouby	Love	Steagall
Brown (Lamar)	Hall	McClendon (Chambers)	Stembridge
Burkhalter	Haltom	McKay	Summerlin
Callahan	Hanby	McLendon (Bullock)	Taylor
Cornett	Hardy	McNider	Thomas
Cox	Hare	Martin	Tyson
Crook	Harrison	Mathews	Vacca
Davis	Harvey	Merrill	Windle
Dawkins	Holliman	Money	

—83

And the bill:

H. 288. To amend further Section 630 of Title 7, Code of Alabama (1940), which relates to the exemption of wages from garnishment or other process for the collection of debts.

Was again taken up.

On motion of Mr. Edwards (Jefferson), the amendment offered by him to the bill, H. 288, and set out in the Journal of the House on the last legislative day, was withdrawn.

And said bill, H. 288, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 80; Nays 4.

Yeas:

Mr. Speaker	Callahan	Gilchrist	Hunt
Adams (Jefferson)	Cornett	Gilmer	Johnson (Elmore)
Adams (Tallapoosa)	Crook	Gist	Johnson (Tallapoosa)
Albea	Davis	Gregory	Kaul
Ashworth	Dawkins	Grouby	Kendall
Boyd	deGraffenried	Hall	Lackey
Bradford	Dement	Haltom	Law
Branyon	DeSear	Hanby	Lee (Barbour)
Brassell	Dickson	Hardy	Lee (Lawrence)
Brewer	Edwards (Escambia)	Hare	Locke (Choctaw)
Broadfoot	Edwards (Jefferson)	Harrison	McKay
Brooks	Faulk	Hodges	McLendon (Bullock)
Brown (Lamar)	Ferrell	Holliman	McNider
Burkhalter	Franklin	Huddleston	Martin

Mathews	Nolen	Richardson	Stokes
Merrill	Oakley	Shumate	Summerlin
Money	Oden	Simon	Taylor
Murphy	Perry	Speaks	Thomas
Nettles	Ramey	Steagall	Tyson
Nice	Reynolds	Stembridge	Vacca

—80

*Nays:* Messrs. Harvey, Kirkham, McClendon and Windle.

—4

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Callahan to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 724, was adopted.

Yeas 70; Nays 2.

*Yeas:*

Mr. Speaker	Dickson	Johnson (Tallapoosa)	Nolen
Adams (Jefferson)	Edwards (Escambia)	Kendall	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Kirkham	Oden
Albea	Franklin	Lackey	Perry
Ashworth	Gilchrist	Law	Pirkle
Boyd	Gilmer	Lee (Barbour)	Ramey
Bradford	Gist	Lee (Lawrence)	Reynolds
Brassell	Gregory	Locke (Choclaw)	Roberts
Brewer	Hain	Locke (Perry)	Rodgers
Brown (Lamar)	Hall	McClendon (Chambers)	Simon
Callahan	Higdon	McKay	Speaks
Cornett	Hanby	McNider	Steagall
Crook	Harrison	Martin	Stembridge
Davis	Hodges	Money	Thomas
Dawkins	Huddleston	Murphy	Tyson
deGraffenried	Hunt	Nettles	Vacca
Dement	Jenkins	Nice	Ward
DeSear	Johnson (Elmore)		

—70

*Nays:* Messrs. Broadfoot and Windle.

—2

And the bill:

H. 724. Authorizing, directing and requiring every city and county board of education, the state board of education, and the governing boards of the University of Alabama, the Alabama Polytechnic Institute and Alabama College to employ, upon application, certain retired teachers; providing for the duties and compensation of such teachers; providing for participation in the federal old age and survivors insurance program by such teachers; and making an appropriation out of the special educational trust fund for the purpose of reimbursing the appointing boards for the cost of employing such teachers.

Was taken up.

Mr. Callahan offered the following amendment to the bill, H. 724:

Amendment to H. B. 724:

Amend House Bill 724 by striking therefrom Section 1, and inserting in lieu thereof the following:

"Section 1. Every city and county board of education in this State, the state board of education, and the governing boards of the University of Alabama, the Alabama Polytechnic Institute and Alabama College

are hereby authorized, directed and required to employ, upon application, any teacher who had attained age sixty-five on or before October 1, 1955, who has retired under the teachers' retirement system of Alabama, and who has not qualified for Social Security benefits under United States Social Security law. Application shall be made under such rules and regulations as may be promulgated and adopted by the state board of education."

And the amendment was adopted.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Tallapoosa)	Nettles
Adams (Jefferson)	Dickson	Kendall	Nice
Adams (Tallapoosa)	Edwards (Escambia)	Kirkham	Nolen
Albea	Edwards (Jefferson)	Lackey	Oakley
Ashworth	Franklin	Law	Oden
Boyd	Gilchrist	Lee (Barbour)	Perry
Bradford	Gist	Lee (Lawrence)	Pirkle
Brannan	Goodwyn	Locke (Choctaw)	Ramey
Branyon	Hain	Locke (Perry)	Reynolds
Brassell	Hall	Love	Rodgers
Broadfoot	Haltom	McClendon (Chambers)	Simon
Brooks	Hanby	McKay	Speaks
Brown (Lamar)	Harrison	McLendon (Bullock)	Steagall
Callahan	Hodges	McNider	Taylor
Cornett	Holliman	Martin	Thomas
Crook	Huddleston	Mathews	Tyson
Davis	Hunt	Merrill	Vacca
Dawkins	Jenkins	Money	Ward
deGraffenried	Johnson (Elmore)	Murphy	Windle
Dement			

—77

And said bill, H. 724, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	DeSear	Jenkins	Nettles
Adams (Jefferson)	Dickson	Johnson (Elmore)	Nice
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Tallapoosa)	Nolen
Albea	Edwards (Jefferson)	Kendall	Oakley
Ashworth	Ferrell	Kirkham	Oden
Boyd	Franklin	Lackey	Payne
Bradford	Gilchrist	Law	Perry
Brannan	Gilmer	Lee (Barbour)	Pirkle
Branyon	Gist	Lee (Lawrence)	Ramey
Brassell	Goodwyn	Locke (Choctaw)	Reynolds
Broadfoot	Gregory	Locke (Perry)	Richardson
Brooks	Grouby	Love	Roberts
Brown (Lamar)	Hain	McClendon (Chambers)	Rodgers
Brown (Lee)	Hall	McKay	Speaks
Callahan	Haltom	McLendon (Bullock)	Steagall
Cornett	Harrison	McNider	Summerlin
Crook	Harvey	Martin	Thomas
Davis	Hodges	Mathews	Tyson
Dawkins	Holliman	Merrill	Vacca
deGraffenried	Huddleston	Money	Ward
Dement	Hunt	Murphy	Windle

—84

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Callahan to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 518, was adopted.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Dement	Johnson (Tallapoosa)	Oakley
Adams (Jefferson)	DeSear	Kendall	Oden
Adams (Tallapoosa)	Dickson	Kirkham	Payne
Albea	Edwards (Escambia)	Lackey	Perry
Ashworth	Ferrell	Law	Ramey
Boyd	Franklin	Lee (Barbour)	Reynolds
Bradford	Gilchrist	Locke (Choctaw)	Richardson
Brannan	Gilmer	Locke (Perry)	Rodgers
Brassell	Gist	McKay	Simon
Broadfoot	Gregory	McLendon (Bullock)	Speaks
Brooks	Hain	McNider	Steagall
Brown (Lamar)	Hall	Martin	Stembridge
Brown (Lee)	Hanby	Mathews	Summerlin
Burkhalter	Harrison	Merrill	Taylor
Callahan	Hodges	Money	Thomas
Cornett	Holliman	Murphy	Tyson
Crook	Huddleston	Nettles	Vacca
Davis	Hunt	Nice	Ward
Dawkins	Jenkins	Nolen	Windle
deGraffenried	Johnson (Elmore)		

—78

And the bill:

H. 518. To amend Section 9 of the act approved September 2, 1949 entitled "An Act Relating to public health; to regulate, through licensure, hospitals, sanatoria, rest homes, nursing homes, and related institutions; and providing penalties for the violation of this Act" (Act No. 530, H. 635, Acts of Alabama 1949, p. 835).

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Dement	Johnson (Elmore)	Oakley
Adams (Jefferson)	DeSear	Johnson (Tallapoosa)	Oden
Adams (Tallapoosa)	Dickson	Kendall	Payne
Albea	Edwards (Escambia)	Kirkham	Perry
Boyd	Franklin	Law	Ramey
Bradford	Gilchrist	Lee (Barbour)	Reynolds
Brannan	Gist	Lee (Lawrence)	Rodgers
Branyon	Gregory	Locke (Choctaw)	Simon
Brassell	Grouby	Locke (Perry)	Speaks
Broadfoot	Hain	McKay	Steagall
Brooks	Hall	McLendon (Bullock)	Stembridge
Brown (Lamar)	Haltom	McNider	Stokes
Burkhalter	Hanby	Martin	Summerlin
Callahan	Harrison	Mathews	Taylor
Cornett	Hodges	Merrill	Thomas
Crook	Holliman	Money	Tyson
Davis	Huddleston	Murphy	Vacca
Dawkins	Hunt	Nettles	Ward
deGraffenried	Jenkins	Nolen	Windle

—76



## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Davis to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 390, was adopted.

Yeas 83; Nays 4.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Payne
Adams (Jefferson)	Dickson	Johnson (Tallapoosa)	Perry
Adams (Tallapoosa)	Edwards (Escambia)	Kendall	Pirkle
Albea	Edwards (Jefferson)	Lackey	Ramey
Ashworth	Faulk	Law	Reynolds
Boyd	Ferrell	Lee (Barbour)	Richardson
Bradford	Franklin	Lee (Lawrence)	Roberts
Brannan	Gilchrist	Locke (Choctaw)	Rodgers
Branyon	Gilmer	Locke (Perry)	Simon
Brassell	Gist	McClendon (Chambers)	Speaks
Brewer	Goodwyn	McKay	Steagall
Brooks	Gregory	McNider	Stembridge
Brown (Lamar)	Hain	Martin	Stokes
Burkhalter	Hall	Mathews	Summerlin
Callahan	Haltom	Merrill	Taylor
Cornett	Hanby	Money	Thomas
Cox	Harrison	Murphy	Tyson
Davis	Harvey	Nettles	Vacca
Dawkins	Huddleston	Nolen	Ward
deGraffenried	Hunt	Oakley	Windle
Dement	Jenkins	Oden	

—83

Nays: Messrs. Broadfoot, Grouby, Kirkham and Nice.

—4

And the bill:

H. 390 (with amendment). To amend Section 613 of Title 51, Code of Alabama (1940), which relates to the license on Vending Machines.

Was taken up.

The question was upon the adoption of the amendment reported by the Standing Committee on Ways and Means, said committee amendment being as follows:

Ways and Means Committee

Amendment to H. B. 390:

Strike out the proviso in the Section 1 of the bill which reads, "Provided further, that the license on vending machines vending only peanuts, peanut-butter sandwiches, and peanut products shall be \$1.00 for each machine," and insert in lieu thereof the following:

Provided further, that the license on vending machines vending only peanuts, peanut-butter sandwiches, and peanut products shall be two dollars, one dollar for the State and one dollar for the county, and said license shall be paid by the owner of the machine; and provided also, that no municipality shall impose a license on such a machine in excess of fifty percent of the amount of the State and county license.

And the amendment was adopted.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Dickson	Johnson (Tallapoosa)	Nolen
Adams (Jefferson)	Edwards (Escambia)	Kaul	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Kendall	Oden
Albea	Faulk	Lackey	Payne
Ashworth	Ferrell	Law	Perry
Boyd	Franklin	Lee (Barbour)	Pirkle
Bradford	Gilchrist	Lee (Lawrence)	Ramey
Brannan	Gist	Locke (Choctaw)	Reynolds
Branyon	Goodwyn	Locke (Perry)	Roberts
Brassell	Gregory	Love	Rodgers
Brewer	Grouby	McClendon (Chambers)	Simon
Broadfoot	Hain	McKay	Speaks
Brooks	Hall	McLendon (Bullock)	Steagall
Brown (Lamar)	Haltom	McNider	Stembridge
Burkhalter	Hanby	Martin	Stokes
Cornett	Hardy	Mathews	Summerlin
Crook	Harrison	Merrill	Taylor
Davis	Hodges	Money	Thomas
Dawkins	Huddleston	Murphy	Vacca
deGraffenried	Hunt	Nettles	Windle
Dement	Johnson (Elmore)		

—82

Mr. Richardson offered the following amendment to the bill, H. 390, as amended:

Amendment to H. B. 390:

Strike out the proviso in the Section 1 of the bill which reads, "Provided further, that the license on vending machines vending peanuts, peanut-butter sandwiches, and peanut products shall be \$1.00 for each machine," and insert in lieu thereof the following:

Provided further, that the license on vending machines vending only peanuts, peanut-butter sandwiches, and peanut products, and milk, milk products and ice cream, shall be two dollars, one dollar for the State and one dollar for the county, and said license shall be paid by the owner of the machine; and provided also, that no municipality shall impose a license on such a machine in excess of fifty percent of the amount of the State and county license.

On motion of Mr. Lee (Barbour) the amendment offered by Mr. Richardson was laid upon the table.

Yeas 38; Nays 33.

Yeas:

Mr. Speaker	Dement	Lackey	Payne
Bassett	Edwards (Escambia)	Lee (Barbour)	Reynolds
Boyd	Edwards (Jefferson)	Lee (Lawrence)	Simon
Branyon	Ferrell	Love	Steagall
Brassell	Franklin	McKay	Stembridge
Broadfoot	Gregory	Murphy	Stokes
Brown (Lamar)	Haltom	Nice	Summerlin
Brown (Lee)	Hodges	Nolen	Taylor
Davis	Johnson (Elmore)	Oakley	Thomas
Dawkins	Kirkham		

—38

Nays:

Messrs.:	Ashworth	Brewer	Cornett
Adams (Tallapoosa)	Bradford	Brooks	deGraffenried
Albea	Brannan	Burkhalter	DeSear

Dickson	Johnson (Tallapoosa)	Money	Richardson
Gilchrist	Kaul	Nettles	Rodgers
Gist	Locke (Perry)	Perry	Speaks
Grouby	McNider	Pirkle	Tyson
Hain	Martin	Ramey	Windle
Harvey	Mathews		

—33

And said bill, H. 390, as amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 66; Nays 11.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kaul	Oakley
Adams (Jefferson)	Edwards (Jefferson)	Kendall	Payne
Adams (Tallapoosa)	Faulk	Kirkham	Perry
Albea	Ferrell	Lackey	Ramey
Ashworth	Franklin	Lee (Barbour)	Reynolds
Bassett	Gilchrist	Lee (Lawrence)	Simon
Boyd	Gilmer	Locke (Choctaw)	Speaks
Brannan	Gist	McClendon (Chambers)	Steagall
Branyon	Gregory	McKay	Stembridge
Brassell	Hall	McNider	Stokes
Brown (Lamar)	Haltom	Martin	Summerlin
Burkhalter	Hardy	Mathews	Taylor
Davis	Harrison	Money	Thomas
Dawkins	Hodges	Murphy	Vacca
deGraffenried	Hunt	Nettles	Ward
Dement	Johnson (Elmore)	Nolen	Windle
Dickson	Johnson (Tallapoosa)		

—66

Nays:

Messrs.:	Broadfoot	Grouby	Nice
Bradford	Brown (Lee)	Locke (Perry)	Richardson
Brewer	DeSear	Love	Tyson

—11

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Davis to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 292, was adopted.

Yeas 75; Nays 6.

Yeas:

Mr. Speaker	Cornett	Gilmer	Kendall
Adams (Jefferson)	Cox	Gist	Lackey
Adams (Tallapoosa)	Crook	Gregory	Lee (Barbour)
Albea	Davis	Grouby	Lee (Lawrence)
Ashworth	Dawkins	Hain	Locke (Choctaw)
Bassett	deGraffenried	Hall	McClendon (Chambers)
Boyd	Dement	Haltom	McLendon (Bullock)
Bradford	Dickson	Hardy	McNider
Branyon	Edwards (Escambia)	Hare	Martin
Brassell	Edwards (Jefferson)	Harrison	Merrill
Broadfoot	Faulk	Hodges	Money
Brooks	Ferrell	Hunt	Murphy
Brown (Lamar)	Franklin	Jenkins	Nettles
Burkhalter	Gilchrist	Johnson (Tallapoosa)	Nolen

Oakley	Reynolds	Steagall	Thomas	
Oden	Rodgers	Stembridge	Tyson	
Payne	Shumate	Stokes	Vacca	
Perry	Simon	Summerlin	Windle	
Pirkle	Speaks	Taylor		—75

*Nays:*

Messrs.:	Harvey	Kirkham	Ward	
DeSear	Huddleston	Richardson		—6

And the bill:

H. 292 (with amendment): To provide for the prevention, eradication and control of diseases of poultry by authorizing the Department of Agriculture and Industries to establish and maintain poultry disease diagnostic laboratories; to authorize the adoption and execution of a poultry disease control program and to make an appropriation of funds from the State Treasury to be expended for the purpose of carrying out the provisions of this Act.

Was taken up.

The question was upon the adoption of the amendment reported by the Standing Committee on Ways and Means, said committee amendment being as follows:

Ways and Means Committee

Amendment to H. B. 292:

Amend H. B. 292 by amending the title thereof and Section 3 thereof as follows:

Amend the title to H. B. 292 by striking therefrom the following words where such words appear in the following order:

“to make an appropriation of funds from the State Treasury to” and insert in lieu thereof the following words in the following order: “to provide that funds appropriated and made available under the General Appropriations Act for poultry disease control may”

Amend Section 3 of H. B. 292 by striking out all of said Section and substitute therefor the following:

“Section 3. For the purpose of carrying out the provisions of this Act funds appropriated and made available under the General Appropriations Act for expenditure on a fiscal year basis for poultry disease control and eradication may be expended for the payment of salaries, equipment purchases and other expenses necessary and incident to the execution of the provisions of this Act.”

And the amendment was adopted.

Yeas 81; Nays 1.

*Yeas:*

Mr. Speaker	Brannan	Callahan	DeSear
Adams (Jefferson)	Branyon	Cornett	Dickson
Adams (Tallapoosa)	Brassell	Cox	Edwards (Escambia)
Albea	Brewer	Crook	Edwards (Jefferson)
Ashworth	Broadfoot	Davis	Faulk
Bassett	Brown (Lamar)	Dawkins	Ferrell
Boyd	Brown (Lee)	deGraffenried	Franklin
Bradford	Burkhalter	Dement	Gilchrist

Gilmer	Johnson (Tallapoosa)	McNider	Shumate
Gist	Kendall	Martin	Simon
Grouby	Kirkham	Mathews	Speaks
Hain	Lackey	Money	Steagall
Hall	Law	Murphy	Stembridge
Haltom	Lee (Barbour)	Nettles	Summerlin
Hardy	Lee (Lawrence)	Nolen	Taylor
Harrison	Locke (Choctaw)	Oakley	Thomas
Harvey	Locke (Perry)	Oden	Tyson
Hodges	McClendon (Chambers)	Payne	Vacca
Holliman	McKay	Perry	Ward
Hunt	McLendon (Bullock)	Pirkle	Windle
Johnson (Elmore)			—81
Nay:	Mr. Rodgers.		—1

And said bill, H. 292, as thus amended, was read a third time at length and passed.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	deGraffenried	Holliman	Murphy
Adams (Jefferson)	Dement	Huddleston	Nettles
Adams (Tallapoosa)	DeSear	Hunt	Nolen
Albea	Dickson	Johnson (Elmore)	Oakley
Ashworth	Edwards (Escambia)	Johnson (Tallapoosa)	Oden
Bassett	Edwards (Jefferson)	Kaul	Payne
Boyd	Faulk	Kendall	Perry
Bradford	Ferrell	Kirkham	Pirkle
Brannan	Franklin	Lackey	Richardson
Branyon	Gilchrist	Law	Shumate
Brassell	Gilmer	Lee (Barbour)	Simon
Brewer	Gist	Lee (Lawrence)	Speaks
Broadfoot	Grouby	Locke (Choctaw)	Steagall
Brown (Lamar)	Hain	Locke (Perry)	Stembridge
Brown (Lee)	Hall	McClendon (Chambers)	Taylor
Burkhalter	Haltom	McKay	Thomas
Callahan	Hanby	McLendon (Bullock)	Tyson
Cornett	Hardy	McNider	Vacca
Cox	Harrison	Martin	Ward
Davis	Harvey	Mathews	Windle
Dawkins	Hodges	Money	—83

## RESOLUTION

The following resolution was introduced:

H. R. 64. By Mr. Davis:

WHEREAS, according to recent news releases, there is a large snake roaming the hills and plains of Morgan, Limestone and other North Alabama counties and

WHEREAS, this snake is causing considerable fright and unrest among the women and children of North Alabama and is upsetting the economic and political welfare of that section of the State, thereby causing that section to be completely shook up

WHEREAS, among the members of the House of Representatives there are several well known snake hunters, witch hunters and booger hunters.

NOW, THEREFORE, BE IT RESOLVED By the House of Representatives that the Speaker of the House appoint a Snake Hunting Committee, composed of the Honorable James D. Dement, Honorable Hello Ferrell, Honorable Karl Harrison and Honorable Sam Nettles to investigate this snake and make recommendations to the House of Representatives ways and means of its extermination.

H. R. 64 was read and referred to the Standing Committee on Rules.

### BILLS ON THIRD READING RESUMED

### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Harrison to suspend the rules in order to take up for immediate consideration the third reading of the bills, H. 617, H. 616, H. 615, H. 614 and H. 613, was adopted.

Yeas 72; Nays 2.

Yeas:

Mr. Speaker	Dickson	Hunt	Murphy
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Nettles
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Nolen
Ashworth	Faulk	Johnson (Tallapoosa)	Oakley
Bassett	Ferrell	Kendall	Oden
Bradford	Franklin	Lackey	Perry
Brannan	Gilchrist	Law	Reynolds
Brassell	Gilmer	Lee (Barbour)	Shumate
Brewer	Gist	Locke (Choclaw)	Simon
Broadfoot	Grouby	Locke (Perry)	Speaks
Brown (Lee)	Hall	McClendon (Chambers)	Steagall
Burkhalter	Haltom	McKay	Stembridge
Callahan	Hanby	McLendon (Bullock)	Stokes
Cox	Hardy	McNider	Summerlin
Crook	Hare	Martin	Thomas
Dawkins	Harrison	Mathews	Tyson
deGraffenried	Hodges	Merrill	Vacca
Dement	Huddleston	Money	Windle

—72

Nays: Messrs. Branyon and Harvey.

—2

And the bill:

H. 617. To amend further Section 69 of Title 45, Code of Alabama (1940), which relates to court costs payable out of the convict fund.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 76; Nays 2.

Yeas:

Mr. Speaker	Broadfoot	Edwards (Escambia)	Haltom
Adams (Jefferson)	Brown (Lee)	Edwards (Jefferson)	Hanby
Adams (Tallapoosa)	Burkhalter	Faulk	Hardy
Albea	Callahan	Ferrell	Hare
Ashworth	Cox	Franklin	Harrison
Bassett	Crook	Gilchrist	Harvey
Boyd	Dawkins	Gilmer	Hodges
Bradford	deGraffenried	Gist	Huddleston
Brannan	Dement	Grouby	Hunt
Brassell	Dickson	Hall	Jenkins

Johnson (Elmore)	Locke (Perry)	Nolen	Speaks
Johnson (Tallapoosa)	McClendon (Chambers)	Oakley	Steagall
Kaul	McKay	Oden	Stembridge
Kendall	McNider	Payne	Stokes
Lackey	Martin	Perry	Summerlin
Law	Merrill	Pirkle	Thomas
Lee (Barbour)	Money	Reynolds	Tyson
Lee (Lawrence)	Murphy	Richardson	Vacca
Locke (Choctaw)	Nettles	Simon	Windle

—76

Nays: Messrs. Branyon and Mathews.

—2

And the bill:

H. 616. To provide for a fixed amount of costs for clerks of the circuit courts who are ex officio clerks of county courts, law and equity courts and courts of like jurisdiction in Alabama in criminal and quasi criminal cases.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 81; Nays 1.

Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Elmore)	Nolen
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Tallapoosa)	Oakley
Albea	Faulk	Kaul	Oden
Ashworth	Ferrell	Kendall	Payne
Bassett	Franklin	Lackey	Perry
Boyd	Gilchrist	Law	Pirkle
Bradford	Gilmer	Lee (Barbour)	Reynolds
Brannan	Gist	Lee (Lawrence)	Richardson
Brassell	Goodwyn	Locke (Choctaw)	Shumate
Brewer	Grouby	Locke (Perry)	Simon
Broadfoot	Hall	Love	Speaks
Brooks	Haltom	McClendon (Chambers)	Steagall
Brown (Lee)	Hanby	McKay	Stembridge
Burkhalter	Hardy	McLendon (Bullock)	Stokes
Callahan	Hare	McNider	Summerlin
Cox	Harrison	Martin	Taylor
Crook	Hodges	Merrill	Thomas
Dawkins	Huddleston	Money	Vacca
deGraffenried	Hunt	Nettles	Ward
Dement	Jenkins	Nice	Windle
Dickson			

—81

Nay: Mr. Branyon.

—1

And the bill:

H. 615. To amend further Section 21 of Title 11, Code of Alabama (1940), which relates to the fees allowed to clerks of circuit courts in civil cases.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 77; Nays 2.

Yeas:

Mr. Speaker	Albea	Boyd	Brassell
Adams (Jefferson)	Ashworth	Bradford	Brewer
Adams (Tallapoosa)	Bassett	Brannan	Broadfoot

Brooks	Goodwyn	Law	Payne
Brown (Lee)	Grouby	Lee (Barbour)	Perry
Burkhalter	Hall	Lee (Lawrence)	Pirkle
Callahan	Haltom	Locke (Choctaw)	Reynolds
Cox	Hanby	Locke (Perry)	Shumate
Dawkins	Hare	McClendon (Chambers)	Simon
deGraffenried	Harrison	McKay	Speaks
Dement	Hodges	McNider	Steagall
Dickson	Huddleston	Martin	Stembridge
Edwards (Escambia)	Hunt	Merrill	Stokes
Edwards (Jefferson)	Jenkins	Money	Summerlin
Faulk	Johnson (Elmore)	Nettles	Taylor
Ferrell	Johnson (Tallapoosa)	Nice	Thomas
Franklin	Kaul	Nolen	Vacca
Gilchrist	Kendall	Oakley	Ward
Gilmer	Lackey	Oden	Windle
Gist			

—77

*Nays:* Messrs. Branyon and Harvey.

—2

And the bill:

H. 614. To amend further Section 27 of Title 11 of the Code of Alabama 1940, which relates to the fees and commissions allowed registers.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

*Yeas* 80; *Nays* 0.

*Yeas:*

Mr. Speaker	Dement	Jenkins	Nettles
Adams (Jefferson)	Dickson	Johnson (Elmore)	Nice
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Tallapoosa)	Nolen
Albea	Edwards (Jefferson)	Kaul	Oakley
Ashworth	Faulk	Kendall	Oden
Bassett	Ferrell	Kirkham	Payne
Boyd	Franklin	Lackey	Perry
Bradford	Gilchrist	Law	Pirkle
Brannan	Gilmer	Lee (Barbour)	Shumate
Brassell	Gist	Lee (Lawrence)	Simon
Brewer	Grouby	Locke (Choctaw)	Speaks
Broadfoot	Hall	Locke (Perry)	Steagall
Brown (Lee)	Haltom	McClendon (Chambers)	Stembridge
Burkhalter	Hanby	McKay	Stokes
Callahan	Hare	McLendon (Bullock)	Summerlin
Cornett	Harrison	McNider	Taylor
Cox	Harvey	Martin	Thomas
Crook	Hodges	Mathews	Vacca
Dawkins	Huddleston	Merrill	Ward
deGraffenried	Hunt	Money	Windle

—80

#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that said committee, in session, has compared the following engrossed bill with the original bill and finds same correctly engrossed, to-wit:



H. 571. To propose an amendment to the Constitution of Alabama authorizing and providing for the issuance of not more than four million five hundred thousand dollars in principal amount of general obligation bonds of the State of Alabama for building, construction and improvement purposes at the University of Alabama Medical Center in Birmingham.

RANKIN FITE,  
Chairman.

The above and foregoing report of the Standing Committee on Rules was concurred in and adopted.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

I am directed by the Senate to request the House to return to the Senate, Senate Bill 330 for further consideration.

J. E. SPEIGHT,  
Secretary.

#### MESSAGE FROM THE SENATE

Mr. Speaker:

I am directed by the Senate to request the House to return to the Senate, Senate Bill 331 for further consideration.

J. E. SPEIGHT,  
Secretary.

#### BILLS ON THIRD READING RESUMED

H. 613 (with substitute). To amend further Section 89 of Title 11, Code of Alabama (1940), which relates to the fees of clerks of the circuit courts in criminal cases.

Was taken up.

The question was upon the adoption of the substitute reported by the Standing Committee on Judiciary, said committee substitute being as follows:

Committee Substitute for H. B. 613:

#### A BILL TO BE ENTITLED AN ACT

To amend further Section 89 of Title 11, Code of Alabama (1940), which relates to the fees of clerks of the circuit courts in criminal cases.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 89 of Title 11, Code of Alabama (1940), as amended, is amended further to read as follows:

"Section 89. Clerks of the circuit courts are entitled to the following fees in criminal cases. For each misdemeanor case when the defendant pleads guilty, nine dollars; for each misdemeanor when the defendant pleads not guilty, ten dollars; for each misdemeanor case nol prossed or otherwise dismissed, eight dollars; for each felony case when the defendant pleads guilty, twelve dollars; for each felony case when the defendant pleads not guilty, eighteen dollars; for each felony case nol prossed or otherwise dismissed, ten dollars; for preparing and certifying

appeals to the supreme court or court of appeals, thirty dollars; for each conditional judgment on a forfeiture set aside on payment of costs, six dollars; for each forfeiture case after final judgment, seven dollars."

Section 2. After its passage and approval this act shall become effective in each county at the expiration of the term of the incumbent circuit clerk, and shall apply to or affect cases filed after such date.

And the substitute was adopted.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Dement	Huddleston	Mathews
Adams (Jefferson)	Dickson	Hunt	Merrill
Adams (Tallapoosa)	Edwards (Escambia)	Jenkins	Money
Albea	Edwards (Jefferson)	Johnson (Elmore)	Nettles
Ashworth	Faulk	Johnson (Tallapoosa)	Nolen
Bassett	Ferrell	Kaul	Oakley
Boyd	Franklin	Kendall	Oden
Bradford	Gilchrist	Kirkham	Payne
Brannan	Gilmer	Lackey	Perry
Brassell	Gist	Law	Shumate
Broadfoot	Goodwyn	Lee (Barbour)	Steagall
Brooks	Grouby	Lee (Lawrence)	Stembridge
Brown (Lee)	Hall	Locke (Choctaw)	Stokes
Burkhalter	Haltom	McClendon (Chambers)	Summerlin
Callahan	Hanby	McKay	Taylor
Crook	Hare	McLendon (Bullock)	Thomas
Davis	Harrison	McNider	Vacca
Dawkins	Hodges	Martin	Ward
deGraffenried			

—73

And said bill, H. 613, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Dawkins	Huddleston	Money
Adams (Jefferson)	deGraffenried	Hunt	Nettles
Adams (Tallapoosa)	Dement	Jenkins	Nolen
Albea	Dickson	Johnson (Elmore)	Oakley
Ashworth	Edwards (Escambia)	Johnson (Tallapoosa)	Oden
Bassett	Edwards (Jefferson)	Kaul	Payne
Boyd	Faulk	Kendall	Perry
Bradford	Ferrell	Kirkham	Roberts
Brannan	Franklin	Lackey	Shumate
Brassell	Gilchrist	Law	Speaks
Brewer	Gist	Lee (Barbour)	Steagall
Broadfoot	Goodwyn	Lee (Lawrence)	Stembridge
Brooks	Grouby	Locke (Choctaw)	Stokes
Brown (Lamar)	Hall	McKay	Summerlin
Brown (Lee)	Haltom	McLendon (Bullock)	Thomas
Burkhalter	Hanby	McNider	Tyson
Callahan	Hare	Martin	Vacca
Cornett	Harrison	Mathews	Ward
Crook	Hodges	Merrill	Windle

—76

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Haltom to suspend the rules in order to take up for immediate consideration the third reading of the bill, S. 118, was adopted.

Yeas 85; Nays 2.

Yeas:

Mr. Speaker	Dickson	Hunt	Nettles
Adams (Jefferson)	Edwards (Escambia)	Jenkins	Nolen
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oden
Albea	Faulk	Johnson (Tallapoosa)	Payne
Ashworth	Ferrell	Kendall	Perry
Bassett	Franklin	Kirkham	Pirkle
Boyd	Gilchrist	Lackey	Ramey
Bradford	Gilmer	Law	Reynolds
Brannan	Gist	Lee (Barbour)	Richardson
Brassell	Grouby	Lee (Lawrence)	Roberts
Brewer	Hain	Locke (Choctaw)	Shumate
Broadfoot	Hall	Locke (Perry)	Speaks
Brooks	Haltom	Love	Steagall
Brown (Lamar)	Hanby	McClendon (Chambers)	Stembridge
Burkhalter	Hardy	McKay	Stokes
Cox	Hare	McLendon (Bullock)	Summerlin
Crook	Harrison	McNider	Thomas
Davis	Harvey	Martin	Tyson
Dawkins	Hodges	Merrill	Vacca
deGraffenried	Holliman	Money	Ward
Dement	Huddleston	Murphy	Windle
DeSear			

—85

Nays: Messrs. Kaul and Oakley.

—2

And the bill:

S. 118. To propose and to provide for the submission of an amendment to the Constitution of Alabama authorizing the State to engage in works of internal improvement along navigable waterways within the State by way of docks and other facilities, in aid of commerce and use of waterways of the State, and authorizing the State to become indebted for not exceeding \$10,000,000 aggregate principal indebtedness in connection therewith and authorizing pledge of the faith and credit of the State to secure the repayment of such indebtedness and interest thereon.

Was read a third time at length and passed.

Yeas 86; Nays 2.

Yeas:

Mr. Speaker	Brewer	deGraffenried	Grouby
Adams (Jefferson)	Broadfoot	Dement	Hain
Adams (Tallapoosa)	Brooks	DeSear	Hall
Albea	Brown (Lamar)	Dickson	Haltom
Ashworth	Burkhalter	Edwards (Escambia)	Hanby
Bassett	Callahan	Edwards (Jefferson)	Hardy
Boyd	Cornett	Faulk	Hare
Bradford	Cox	Franklin	Harrison
Brannan	Crook	Gilchrist	Harvey
Branyon	Davis	Gilmer	Hodges
Brassell	Dawkins	Gist	Holliman

Huddleston	Locke (Choctaw)	Nettles	Speaks
Hunt	Locke (Perry)	Nolen	Steagall
Jenkins	Love	Oden	Stembridge
Johnson (Elmore)	McClendon (Chambers)	Payne	Stokes
Johnson (Tallapoosa)	McKay	Perry	Summerlin
Kendall	McLendon (Bullock)	Pirkle	Thomas
Kirkham	McNider	Ramey	Tyson
Lackey	Martin	Richardson	Vacca
Law	Merrill	Roberts	Ward
Lee (Barbour)	Money	Shumate	Windle
Lee (Lawrence)	Murphy		

—86

Nays: Messrs. Kaul and Oakley.

—2

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Haltom to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 294, was adopted.

Yeas 80; Nays 4.

Yeas:

Mr. Speaker	deGraffenried	Huddleston	Murphy
Adams (Jefferson)	Dement	Hunt	Nettles
Adams (Tallapoosa)	DeSear	Jenkins	Nice
Albea	Dickson	Johnson (Elmore)	Nolen
Bassett	Edwards (Jefferson)	Johnson (Tallapoosa)	Oden
Boyd	Faulk	Kendall	Payne
Bradford	Franklin	Kirkham	Pirkle
Brannan	Gilchrist	Lackey	Roberts
Branyon	Gilmer	Law	Shumate
Brassell	Gist	Lee (Barbour)	Simon
Brewer	Grouby	Lee (Lawrence)	Speaks
Broadfoot	Hain	Locke (Choctaw)	Steagall
Brooks	Hall	Locke (Perry)	Stembridge
Brown (Lamar)	Haltom	McClendon (Chambers)	Stokes
Burkhalter	Hanby	McLendon (Bullock)	Summerlin
Cornett	Hare	McNider	Thomas
Cox	Harrison	Martin	Tyson
Crook	Harvey	Mathews	Vacca
Davis	Hodges	Merrill	Ward
Dawkins	Holliman	Money	Windle

—80

Nays: Messrs. Kaul, McKay, Oakley and Perry.

—4

And the bill:

H. 294 (with substitute). To provide for the further promotion of river development in this State; to create the Alabama River Development Authority; to provide for the selection of the members of the Authority, and to prescribe their powers, duties, terms, qualifications, and compensation; to prescribe the authority and functions of the Authority; to provide for the appointment of an administrator of the Authority, and to prescribe his powers, duties, term, qualifications, and compensation; and to make an appropriation for the purposes of the Act.

Was taken up.

The question was upon the adoption of the substitute reported by the Standing Committee on Ways and Means, said committee substitute being as follows:

Ways and Means Committee

Substitute for H. B. 294:

A BILL  
TO BE ENTITLED  
AN ACT

To provide for the further promotion of river development in this State; to create the Alabama River Development Authority; to provide for the selection of the members of the Authority, and to prescribe their powers, duties, terms, qualifications, and compensation; to prescribe the authority and functions of the Authority; to provide for the appointment of an administrator of the Authority, and to prescribe his powers, duties, term, qualifications, and compensation; and to make an appropriation for the purposes of the Act.

Be It Enacted by the Legislature of Alabama:

Section 1. The Legislature finds that Alabama's water resources have become a factor of major importance in connection with the further industrial development and economic expansion of the State, and that in order to promote the economic development of the State, and to secure for the people of the State the benefits to be derived therefrom, it is necessary to exploit to the fullest the waterways potential of Alabama. It is, therefore, the purpose of this Act to create the Alabama River Development Authority, and to vest in such agency responsibility for promoting the development of the rivers and waterways of this State. In order to attain these ends, the Legislature declares that this Act shall be liberally construed.

Section 2. There shall be an Alabama River Development Authority, which shall be composed of the Governor, the Director of State Docks, and the Director of the State Planning and Industrial Development Board, as ex officio members, and eight other members appointed by the Governor, as follows: Three of the appointive members must be members of the Legislature, and the Governor shall appoint one of such legislative members from each of the three river basins hereinafter established; three of the remaining appointive members may not be members of the Legislature, and the Governor, by and with the advice and consent of the Senate, shall appoint one such member from each of such river basins; the two remaining appointive members of the Authority may or may not be members of the Legislature, and shall be appointed from the State-at-large. Members of the Authority who are also members of the Legislature shall serve as members of the Authority until the next organizational session of the Legislature held after the expiration of their terms as members of the Legislature. The Governor shall appoint the first legislative members of the Authority immediately upon the taking effect of this Act. Thereafter, legislative members of the Authority shall be appointed during each organizational session of the Legislature. The legislative members of the Authority must be appointed by the Governor from lists of nominees submitted by groups composed of the legislative delegations of the counties lying in each of the three river basins, each group of legislators to act as a committee to nominate three legislators for the appointment. The first non-legislative members of the Authority who are appointed to represent the three river basins shall be appointed to terms of two, four, and six years, respectively. The Governor, in making such appointments, shall designate which member shall serve for two years, which member shall serve for four years, and which member shall serve for six years. Thereafter, non-legislative members who are appointed to represent the three river basins shall be appointed to terms of six years each. The

members who are appointed from the State-at-large shall serve for terms of six years each, regardless of whether they are or are not members of the Legislature. All members of the Authority shall serve until the expiration of their terms, and until their successors are appointed and qualified.

Before entering upon this discharge of their duties, the non-legislative members of the Alabama River Development Authority shall take the oath of office prescribed for other state officers. Vacancies shall be filled by appointment by the Governor, in the same manner as original appointments are made, and subject to the same conditions; and such appointees shall hold office only during the unexpired terms of the persons in whose places they are appointed. The Governor may remove any member of the Authority who fails to perform properly his duties as a member of the Authority, by notifying the member in writing of his removal. Members of the Authority who are members of the Legislature shall receive their regular legislative compensation and allowances for each day they are engaged in the performance of their duties; provided that they shall not receive any compensation or allowances on account of their attendance upon the business of the Authority at any time when the Legislature is in session. Non-legislative members of the Authority shall receive, for each day they are engaged in the performance of their duties, the same pay and allowance for expenses other than travel as are received by the members of the Legislature, and shall receive necessary traveling expenses at the rate allowed state employees. The members of the Authority shall hold regular meetings at least once each month, and may hold special meetings at the call of the chairman; but no member of the Authority shall receive pay and allowances for more than fifty (50) days during any calendar year. The Authority may have an appropriate seal with such words and emblem as it may prescribe. The secretary shall notify each member in writing of all meetings of the Authority in such manner and under such rules and regulations as the Authority may prescribe. The Authority shall adopt rules and regulations for the transaction of its business; and the secretary shall keep a record of all its proceedings, and upon request, shall furnish a copy thereof to each member of the Authority.

Section 3. For the purposes of this Act, the State of Alabama is divided into three river basins, as follows: The North Alabama Basin, which shall be composed of the counties of Lauderdale, Limestone, Madison, Jackson, DeKalb, Marshall, Morgan, Lawrence, Colbert, Franklin, Marion, Winston, Cullman, Blount, Jefferson, Walker, Fayette, Lamar, Pickens, Tuscaloosa, Hale, Greene, Sumter, Marengo, and Choc-taw; the Central Alabama Basin, which shall be composed of the counties of Cherokee, Etowah, St. Clair, Calhoun, Cleburne, Randolph, Clay, Talladega, Shelby, Bibb, Chilton, Coosa, Tallapoosa, Elmore, Autauga, Dallas, Perry, Wilcox, Lowndes, Montgomery, Monroe, Clarke, Washington, Baldwin, and Mobile; and the Southeastern Alabama Basin, which shall be composed of the counties of Chambers, Lee, Macon, Russell, Barbour, Bullock, Pike, Crenshaw, Butler, Conecuh, Escambia, Covington, Geneva, Coffee, Dale, Henry, and Houston.

Section 4. The members of the Alabama River Development Authority shall choose a chairman and a vice-chairman from among their own number. The members of the Authority shall appoint an administrator, who shall be qualified to supervise the administration of a comprehensive program in regard to the promotion of river and waterway development, as contemplated in this Act. The administrator shall serve at the pleasure of the Authority, and his compensation shall be fixed by the Authority in an amount not to exceed twelve thousand dollars (\$12,000) per annum. The administrator shall serve as secretary to the Authority and shall be custodian of its books, records, and papers,

which he shall maintain at the office of the Authority; and he shall perform any and all functions and duties, and exercise any and all powers and authority, that may be delegated to him by the Authority. The administrator shall establish within the Authority such divisions or administrative units as may be necessary or convenient to the efficient performance of the functions and duties of the Authority. He may assign and reassign functions and duties within the Authority. All functions and duties of the Authority shall be exercised by the administrator acting by and through such administrative divisions or units as he may determine; and he shall have all power and authority necessary or convenient to carry out the functions and duties of the Authority, and the orders, rules, and regulations of the Authority, subject to the jurisdiction and direction of the Authority. The administrator may employ such personnel as are necessary to the efficient administration of the functions and duties of the Authority, but the employment, and the termination of the employment, of all personnel shall be subject to the approval of the Authority. All personnel employed by the administrator shall be appointed from lists of eligibles certified by the State Personnel Department as qualified to perform the duties required of them, but the personnel employed by the Alabama River Development Authority shall be subject to the provisions of the State Merit System only as to pay, and to recruitment in the manner aforesaid.

Section 5. The Alabama River Development Authority shall have the following powers and duties:

1) To investigate and make studies and surveys relative to the river system of the State of Alabama, and to seek to secure the development of an inland waterway system for the State, and make a report of such surveys and studies to the Governor and the Legislature.

2) To contract with county and municipal governments on a matching basis in order to make studies and surveys of the river system of the State.

3) To cooperate with state and local chambers of commerce, industrial development boards, or other local, state, regional, or national governmental agencies, groups, associations, or organizations, having an interest in river development; and to encourage and coordinate the efforts of other public and private organizations or groups of citizens to secure the development of the rivers of this State.

4) To aid in securing the enactment of federal legislation in support of river development; to attempt to secure for Alabama the full amounts of any federal funds which may be appropriated for river development purposes within the states; and, toward the ends mentioned herein, either to establish an office in Washington, D. C., or to employ representatives located in such city, in order to maintain liaison with the appropriate federal agencies and departments.

5) To promulgate such reasonable rules and regulations, consistent with the laws of this State, as may be necessary to carry out the provisions of this Act.

6) To exercise such other powers as may be appropriate to enable it to accomplish its functions and duties in connection with the promotion, planning, and engineering of river and waterway development in this State and to carry out the purposes of this Act.

Section 6. To carry out the provisions of this Act there is hereby appropriated from any funds in the State treasury not otherwise appropriated the sum of one hundred and twenty-five thousand dollars (\$125,000.00) for the fiscal year ending September 30, 1958, and the sum

of one hundred and fifty thousand dollars (\$150,000.00), for the fiscal year ending September 30, 1959. The expenditure of all sums appropriated to the Authority shall be budgeted and allotted in accordance with the provisions of Article 3, Chapter 4, Title 55, Code of Alabama (1940), and shall be limited to the amount appropriated thereto for each fiscal year; provided, however, that the Authority shall have the power to receive and expend all federal funds allocated to and subject to expenditure by the State of Alabama for river development.

Section 7. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 8. All laws or parts of laws which conflict with this Act are repealed.

Section 9. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 81; Nays 4.

Yeas:

Mr. Speaker	Dement	Hunt	Nettles
Adams (Jefferson)	Dickson	Jenkins	Nice
Adams (Tallapoosa)	Edwards (Escambia)	Johnson (Elmore)	Nolen
Albea	Edwards (Jefferson)	Johnson (Tallapoosa)	Oden
Ashworth	Faulk	Kendall	Payne
Bassett	Ferrell	Kendall	Perry
Boyd	Franklin	Lackey	Pirkle
Bradford	Gilchrist	Law	Roberts
Brannan	Gilmer	Lee (Barbour)	Shumate
Branyon	Gist	Lee (Lawrence)	Simon
Brassell	Gregory	Locke (Choctaw)	Speaks
Brewer	Grouby	Locke (Perry)	Steagall
Broadfoot	Hain	McClendon (Chambers)	Stembridge
Brooks	Hall	McLendon (Bullock)	Stokes
Brown (Lamar)	Haltom	McNider	Taylor
Burkhalter	Hanby	Martin	Thomas
Cornett	Hare	Mathews	Tyson
Cox	Harrison	Merrill	Vacca
Davis	Harvey	Money	Ward
Dawkins	Huddleston	Murphy	Windle
deGraffenried			

—81

Nays: Messrs. Love, McKay, Oakley and Summerlin.

—4

And said bill, H. 294, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 80; Nays 5.

Yeas:

Mr. Speaker	Bradford	Brown (Lamar)	deGraffenried
Adams (Jefferson)	Brannan	Burkhalter	Dement
Adams (Tallapoosa)	Branyon	Cornett	Dickson
Albea	Brassell	Cox	Edwards (Escambia)
Ashworth	Brewer	Crook	Edwards (Jefferson)
Bassett	Broadfoot	Davis	Faulk
Boyd	Brooks	Dawkins	Ferrell



Franklin	Hunt	McNider	Roberts
Gilchrist	Jenkins	Martin	Shumate
Gilmer	Johnson (Elmore)	Mathews	Simon
Gist	Johnson (Tallapoosa)	Merrill	Speaks
Grouby	Kendall	Money	Steagall
Hall	Kirkham	Murphy	Stembridge
Haltom	Lackey	Netties	Stokes
Hanby	Law	Nice	Taylor
Hare	Lee (Barbour)	Nolen	Thomas
Harrison	Lee (Lawrence)	Oden	Tyson
Harvey	Locke (Choctaw)	Payne	Vacca
Holliman	McClendon (Chambers)	Pirkle	Ward
Huddleston	McLendon (Bullock)	Reynolds	Windle

—80

*Nays:*

Messrs.:	McKay	Perry	Summerlin
Kaul	Oakley		

—5

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Haltom to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 644, was adopted.

Yeas 76; Nays 3.

*Yeas:*

Mr. Speaker	Davis	Harvey	Nice
Adams (Jefferson)	Dawkins	Holliman	Nolen
Adams (Tallapoosa)	deGraffenried	Hunt	Oakley
Albea	Dement	Jenkins	Oden
Ashworth	Dickson	Johnson (Elmore)	Perry
Bassett	Edwards (Escambia)	Johnson (Tallapoosa)	Pirkle
Boyd	Edwards (Jefferson)	Kendall	Roberts
Bradford	Faulk	Lackey	Shumate
Brannan	Ferrell	Law	Simon
Brassell	Franklin	Lee (Barbour)	Speaks
Brewer	Gilchrist	Lee (Lawrence)	Steagall
Broadfoot	Gilmer	Locke (Choctaw)	Stembridge
Brooks	Grouby	Locke (Perry)	Stokes
Brown (Lamar)	Hain	McLendon (Bullock)	Summerlin
Burkhalter	Hall	McNider	Taylor
Callahan	Haltom	Martin	Thomas
Cornett	Hanby	Merrill	Tyson
Cox	Hardy	Money	Vacca
Crook	Hare	Murphy	Ward

—76

*Nays:* Messrs. Gist, McKay and Payne.

—3

And the bill:

H. 644. To Amend Section 18 of Act No. 375, H. B. 1006, approved September 8, 1955 (Acts of Alabama, Regular Session 1955, page 901), entitled "An Act To Provide for the taking of Depositions of Witnesses or Parties upon oral examination for discovery or for use as evidence; to prescribe the scope of the examination, use of such depositions, effect of using such depositions; to provide a method of compelling the attendance of the person sought to be examined; and to prescribe penalties for the failure of such person to appear for such examination".

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 78; Nays 3.

Yeas:

Mr. Speaker	Dement	Johnson (Elmore)	Oakley
Adams (Tallapoosa)	Dickson	Johnson (Tallapoosa)	Oden
Albea	Edwards (Escambia)	Kendall	Perry
Ashworth	Edwards (Jefferson)	Kirkham	Pirkle
Bassett	Faulk	Lackey	Reynolds
Boyd	Ferrell	Law	Roberts
Bradford	Franklin	Lee (Barbour)	Shumate
Brannan	Gilchrist	Lee (Lawrence)	Simon
Brassell	Gilmer	Locke (Choctaw)	Speaks
Brewer	Grouby	Locke (Perry)	Steagall
Broadfoot	Hall	Love	Stembridge
Brooks	Haltom	McLendon (Bullock)	Stokes
Brown (Lamar)	Hanby	McNider	Summerlin
Burkhalter	Hardy	Martin	Taylor
Callahan	Hare	Merrill	Thomas
Cornett	Harrison	Money	Tyson
Cox	Harvey	Murphy	Vacca
Davis	Holliman	Nice	Ward
Dawkins	Hunt	Nolen	Windle
deGraffenried	Jenkins		

—78

Nays: Messrs. Adams (Jefferson), Gist and McKay.

—3

## RESOLUTION

The following resolution was introduced:

H. R. 65. By Messrs. Branyon and Brown (Lamar):

Be it resolved by the House that when the House adjourns today they adjourn to meet again on Tuesday, July 23, 1957, Provided however, that the period from July 17 to July 22 inclusive, be without pay.

The motion of Mr. Branyon to suspend the rules in order to bring up for immediate consideration the above and foregoing H. R. 65 was lost.

And said resolution H. R. 65 was read and referred to the Standing Committee on Rules.

## BILLS ON THIRD READING RESUMED

### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Adams (Tallapoosa) to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 299, was adopted.

Yeas 66; Nays 10.

Yeas:

Mr. Speaker	Bassett	Brassell	Callahan
Adams (Jefferson)	Boyd	Brewer	Cox
Adams (Tallapoosa)	Bradford	Broadfoot	Crook
Albea	Brannan	Brown (Lamar)	Dawkins
Ashworth	Branyon	Burkhalter	deGraffenried

Dement	Harrison	McKay	Roberts
Edwards (Escambia)	Harvey	McLendon (Bullock)	Shumate
Edwards (Jefferson)	Hunt	McNider	Speaks
Franklin	Jenkins	Martin	Steagall
Gilmer	Johnson (Elmore)	Mathews	Stembridge
Gist	Johnson (Tallapoosa)	Money	Stokes
Grouby	Kendall	Murphy	Summerlin
Hall	Lackey	Payne	Taylor
Haltom	Law	Perry	Thomas
Hanby	Lee (Barbour)	Pirkle	Tyson
Hardy	Love	Ramey	Vacca
Hare	McClendon (Chambers)		

—66

Nays:

Messrs.:	Dickson	Kirkham	Richardson
Davis	Hain	Locke (Perry)	Ward
DeSear	Holliman	Oakley	

—10

And the bill:

H. 299. To propose and provide for an amendment to the Constitution of Alabama of 1901 providing that obligations hereafter incurred and securities hereafter issued by a municipality having a population of less than 6,000 inhabitants for the purpose of acquiring, providing or constructing sanitary or storm water sewers, street or sidewalk improvements, or school houses, shall not under certain circumstances be deemed to constitute an indebtedness of such municipality within the meaning of Section 225 of said constitution.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 74; Nays 4.

Yeas:

Mr. Speaker	Dawkins	Hunt	Murphy
Adams (Jefferson)	deGraffenried	Jenkins	Nice
Adams (Tallapoosa)	Dement	Johnson (Elmore)	Nolen
Albea	Edwards (Escambia)	Johnson (Tallapoosa)	Payne
Ashworth	Edwards (Jefferson)	Kendall	Perry
Bassett	Franklin	Lackey	Ramey
Boyd	Gilchrist	Lee (Barbour)	Roberts
Bradford	Gilmer	Lee (Lawrence)	Shumate
Brannan	Gist	Locke (Choctaw)	Simon
Brassell	Gregory	Love	Speaks
Brewer	Grouby	McClendon (Chambers)	Steagall
Broadfoot	Hall	McKay	Stembridge
Brooks	Haltom	McLendon (Bullock)	Stokes
Brown (Lamar)	Hanby	McNider	Summerlin
Burkhalter	Hardy	Martin	Taylor
Callahan	Harrison	Mathews	Tyson
Cox	Harvey	Merrill	Vacca
Crook	Holliman	Money	Ward
Davis	Huddleston		

—74

Nays: Messrs. Kirkham, Nettles, Oakley and Richardson.

—4

## CERTIFICATE OF CLERK

The House of Representatives:

I hereby certify that the House Bills hereinafter mentioned were delivered to the Executive Department on the date and hours named and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 2:45 P.M. on July 16, 1957:  
H. 423.  
H. 325.

Delivered to the Secretary of State at 2:42 P.M. on July 16, 1957:  
H. 553.

OAKLEY MELTON, JR.,  
Clerk

### ADJOURNMENT

On motion of Mr. Davis the House adjourned until Tuesday, July 23, 1957, at twelve o'clock, noon.

Yeas 49; Nays 39.

#### Yeas:

Mr. Speaker	Edwards (Escambia)	Johnson (Elmore)	Money
Bradford	Edwards (Jefferson)	Johnson (Tallapoosa)	Murphy
Brassell	Gilmer	Kendall	Oden
Broadfoot	Goodwyn	Kirkham	Pirkle
Brooks	Gregory	Lackey	Roberts
Brown (Lee)	Hain	Lee (Barbour)	Shumate
Burkhalter	Hall	Lee (Lawrence)	Simon
Cornett	Haltom	Locke (Choctaw)	Stembridge
Cox	Hardy	Love	Summerlin
Crook	Holliman	McLendon (Bullock)	Thomas
Davis	Huddleston	Mathews	Vacca
Dawkins	Hunt	Merrill	Ward
Dement			

—49

#### Nays:

Messrs.:	Callahan	Kaul	Payne
Adams (Jefferson)	deGraffenried	Law	Perry
Adams (Tallapoosa)	DeSear	Locke (Perry)	Ramey
Albea	Dickson	McClendon (Chambers)	Richardson
Ashworth	Ferrell	McKay	Speaks
Boyd	Franklin	McNider	Steagall
Brannan	Gilchrist	Martin	Stokes
Branyon	Gist	Nettles	Taylor
Brewer	Grouby	Nolen	Tyson
Brown (Lamar)	Harrison	Oakley	Windle

—39

### TWENTY-FIRST DAY

House of Representatives  
Montgomery, Alabama  
Tuesday, July 23, 1957

The House met pursuant to adjournment.

#### PRAYER

The session was opened with prayer by the Reverend R. W. Ray, Pastor, Ft. Deposit Baptist Church, Ft. Deposit, Alabama.

#### ROLL CALL

On a call of the roll of the House the following members answered to their names:

Mr. Speaker	Edwards (Escambia)	Johnson (Tallapoosa)	Oden
Adams (Jefferson)	Edwards (Jefferson)	Kaul	Payne
Adams (Tallapoosa)	Faulk	Kelly	Perry
Albea	Ferrell	Kendall	Pirkle
Ashworth	Franklin	Kirkham	Pruitt
Bassett	Gilchrist	Lackey	Ramey
Boyd	Gilmer	Law	Reynolds
Bradford	Gist	Lee (Barbour)	Richardson
Brannan	Goodwyn	Lee (Lawrence)	Roberts
Branyon	Gregory	Locke (Choctaw)	Rodgers
Brewer	Grouby	Locke (Perry)	Selman
Broadfoot	Hain	Love	Shumate
Brooks	Hall	McClendon (Chambers)	Simon
Brown (Lamar)	Haltom	McKay	Solomon
Brown (Lee)	Hanby	McLendon (Bullock)	Speaks
Burkhalter	Hardy	McNider	Steagall
Callahan	Hare	Martin	Stembridge
Cornett	Harrison	Mathews	Stokes
Cox	Harvey	Mathison	Summerlin
Crook	Hawkins	Merrill	Taylor
Davis	Hodges	Money	Thomas
Dawkins	Holliman	Murphy	Tyson
deGraffenried	Huddleston	Nettles	Vacca
Dement	Hunt	Nice	Ward
DeSear	Jenkins	Nolen	Wood
Dickson	Johnson (Elmore)	Oakley	

—103

A quorum was present.

#### LEAVES OF ABSENCE

On motion of Mr. Taylor leave of absence was granted to Mr. Kilough because of personal illness.

On motion of Mr. Richardson leave of absence was granted to Mr. Windle because of illness in his family.

#### REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the twentieth legislative day and finds the same to be correct.

RANKIN FITE,  
Chairman.

On motion of Mr. Hawkins, the reading at length of the Journal of the House for the twentieth legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the twentieth legislative day was approved.

Yeas 66; Nays 7.

Yeas:

Mr. Speaker	Brewer	Dawkins	Gilchrist
Adams (Jefferson)	Broadfoot	Dickson	Gilmer
Albea	Brown (Lamar)	Edwards (Escambia)	Gist
Ashworth	Burkhalter	Edwards (Jefferson)	Goodwyn
Boyd	Callahan	Faulk	Grouby
Bradford	Cox	Ferrell	Hain
Branyon	Davis	Franklin	Hall

Haltom	Locke (Choctaw)	Nolen	Solomon
Hanby	Locke (Perry)	Payne	Speaks
Hardy	Love	Perry	Steagall
Harvey	McClendon (Chambers)	Pirkle	Stembridge
Hawkins	McKay	Reynolds	Stokes
Hunt	McLendon (Bullock)	Roberts	Taylor
Johnson (Elmore)	McNider	Rodgers	Vacca
Johnson (Tallapoosa)	Martin	Selman	Ward
Lackey	Mathison	Shumate	Wood
Lee (Lawrence)	Murphy		

—66

Nays:

Messrs.:	Crook	Nice	Pruitt
Brown (Lee)	Nettles	Oakley	Richardson

—7

#### REPORT OF THE LEGISLATIVE INTERIM COMMITTEE ON INDIGENT MEDICAL CARE

Mr. Kendall, Chairman of the Legislative Interim Committee on Indigent Medical Care, created pursuant to House Joint Resolution 27, of the Second Special Session of 1956, to make a study of the need for an indigent medical care program in the State of Alabama, tendered a report of its findings and recommendations.

#### INTERIM COMMITTEE REPORT ON INDIGENT MEDICAL CARE

Received, read and ordered filed.

#### REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that said committee, in session, has compared the following engrossed bill with the original bill and finds same correctly engrossed, to-wit:

H. 292. To provide for the prevention, eradication and control of diseases of poultry by authorizing the Department of Agriculture and Industries to establish and maintain poultry disease diagnostic laboratories; to authorize the adoption and execution of a poultry disease control program and to provide that funds appropriated and made available under the General Appropriations Act for poultry disease control may be expended for the purpose of carrying out the provisions of this Act.

RANKIN FITE,  
Chairman.

The above and foregoing report of the Standing Committee on Rules was concurred in and adopted.

#### RECESS

On motion of Mr. Adams (Jefferson) the House recessed until 2:00 o'clock this afternoon.

Yeas 55; Nays 38.

Yeas:

Messrs.:	Ashworth	Brown (Lee)	DeSear
Adams (Jefferson)	Bradford	Cornett	Dickson
Adams (Tallapoosa)	Brewer	Cox	Edwards (Escambia)
Albea	Broadfoot	Crook	Edwards (Jefferson)

# REGULAR SESSION

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Faulk	Kaul	Merrill	Roberts
Gilchrist	Lackey	Nettles	Rodgers
Gilmer	Lee (Barbour)	Nice	Solomon
Gist	Locke (Choctaw)	Oakley	Speaks
Goodwyn	Locke (Perry)	Oden	Stembridge
Hain	McClendon (Chambers)	Perry	Summerlin
Hardy	McKay	Pirkle	Taylor
Holliman	McLendon (Bullock)	Pruitt	Thomas
Hunt	McNider	Ramey	Vacca
Johnson (Elmore)	Mathison	Richardson	Ward

—55

*Nays:*

Mr. Speaker	Dement	Hodges	Nolen
Bassett	Ferrell	Huddleston	Payne
Boyd	Franklin	Jenkins	Reynolds
Branyon	Gregory	Kelly	Selman
Brooks	Grouby	Lee (Lawrence)	Simon
Brown (Lamar)	Hall	Love	Steagall
Burkhalter	Haltom	Martin	Stokes
Callahan	Hanby	Money	Tyson
Davis	Harvey	Murphy	Wood
Dawkins	Hawkins		

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## AFTERNOON SESSION

The hour of 2:00 o'clock P.M. having arrived, the House reconvened.

### REPORT OF RULES COMMITTEE

Mr. Fite, Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the following resolution and ordered same returned to the House with a favorable report.

By Rules Committee:

H. R. 66. BE IT RESOLVED BY the House that the following bills (after uncontested local bills) in the order named be made special paramount and continuing order of business preceding any other business on the Calendar, provided, however, that should this Special Order not be completed before the 22nd Legislative Day, the remainder of the Special Order should not be taken up until after the disposition of H. B. #71.

H. B. #619.....	Page 64
H. B. #751.....	Page 73
H. B. #549.....	Page 66
H. B. #69.....	Page 32
H. B. #209.....	Page 8
H. B. #48.....	Page 10
H. B. #147.....	Page 29
H. B. #655.....	Page 55
H. B. #67.....	Page 15
H. B. #714.....	Page 53
H. B. #502.....	Page 27
H. B. #503.....	Page 28
H. B. #477.....	Page 38
H. B. #478.....	Page 39
H. B. #479.....	Page 39
H. B. #129.....	Page 43
H. B. #516.....	Page 43
H. B. #336.....	Page 25
H. B. #337.....	Page 25

H. B. #297	Page 16
H. B. #307	Page 17
H. B. #312	Page 18
H. B. #370	Page 18
H. B. #371	Page 18
H. B. #372	Page 18
H. B. #309	Page 22
H. B. #112	Page 32
H. B. #489	Page 44
H. B. #547	Page 33
H. B. #491	Page 33
H. B. #492	Page 33
H. B. #320	Page 15

And H. R. 66 was adopted.

Yeas 51; Nays 27.

*Yeas:*

Mr. Speaker	deGraffenried	Kelly	Oden
Adams (Jefferson)	Edwards (Escambia)	Lee (Lawrence)	Reynolds
Bassett	Franklin	Locke (Choctaw)	Roberts
Bradford	Gilchrist	Locke (Perry)	Selman
Branyon	Gist	McLendon (Bullock)	Shumate
Brewer	Grouby	McNider	Simon
Brooks	Hall	Martin	Solomon
Brown (Lamar)	Harrison	Mathews	Steagall
Burkhalter	Harvey	Mathison	Stembridge
Callahan	Hawkins	Merrill	Stokes
Crook	Hodges	Money	Taylor
Davis	Huddleston	Murphy	Wood
Dawkins	Jenkins	Nolen	

—51

*Nays:*

Messrs.:	Dickson	Kendall	Oakley
Adams (Tallapoosa)	Edwards (Jefferson)	Lackey	Pirkle
Albea	Gilmer	Lee (Barbour)	Pruitt
Ashworth	Hain	Love	Richardson
Boyd	Hardy	McClendon (Chambers)	Rodgers
Broadfoot	Johnson (Elmore)	Nettles	Speaks
Cornett	Kaul	Nice	Thomas

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## RESOLUTIONS

The following resolutions were introduced:

By Mr. Lee (Barbour):

H. R. 67. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE LEGISLATURE OF ALABAMA, That the Honorable Justices of the Supreme Court of Alabama, or a majority of them, are hereby respectfully requested to give this body their written opinions on the following important constitutional questions which have arisen concerning the pending bill, H. B. 677, as amended by the Local Government Committee substitute, a true copy of which is attached to this resolution and made a part hereof by reference:

Question 1. If duly enacted as proposed, would the bill or any part thereof be void because of the provisions of Section 93 of Article 4 of the Constitution of 1901, as amended?

Question 2. If duly enacted as proposed would the bill or any part thereof be void because of the provisions of Constitutional Amendment



CIII proposed by Acts 1951, page 1306, submitted November 4, 1952, and proclaimed ratified November 19, 1952 (Proclamation Record, Vol. I, p. 48)?

On motion of Mr. Lee (Barbour) the rules were suspended and H. R. 67 was adopted.

Yeas 70; Nays 0.

Yeas:

Mr. Speaker	Dement	Huddleston	Money
Adams (Tallapoosa)	DeSear	Hunt	Murphy
Albea	Dickson	Jenkins	Nettles
Ashworth	Edwards (Escambia)	Johnson (Elmore)	Nolen
Bassett	Gilchrist	Kelly	Oakley
Boyd	Gilmer	Lackey	Payne
Bradford	Gist	Lee (Barbour)	Perry
Brannan	Goodwyn	Locke (Choctaw)	Pruitt
Branyon	Gregory	Locke (Perry)	Roberts
Broadfoot	Grouby	McClendon (Chambers)	Rodgers
Brooks	Hain	McKay	Simon
Brown (Lamar)	Hall	McLendon (Bullock)	Solomon
Brown (Lee)	Hanby	McNider	Speaks
Burkhalter	Hardy	Martin	Stembridge
Cornett	Harrison	Mathews	Summerlin
Crook	Harvey	Mathison	Thomas
Davis	Hawkins	Merrill	Wood
deGraffenried	Hodges		

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Also:

By Mr. Lee (Barbour):

H. J. R. 68. Whereas the National Encampment of the Veterans of Foreign Wars will be held at Miami, Florida, in August of this year; and

Whereas the Department of the State of Alabama, as a consequence of the leadership of this State's organization in V. F. W. activities, will head the V. F. W. parade to be held on the night of Tuesday, August 27, 1957; and

Whereas a number of the members of the Legislature are members of this outstanding veterans organization, and desire to participate in the said parade; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the Legislature, if it is in session on Tuesday, August 27, 1957, will recess at one o'clock, P.M., on such date, so that the members of the Legislature who are planning to attend the V. F. W. National Encampment may leave in time to participate in the parade to be held on the evening of the aforesaid date.

On motion of Mr. Lee (Barbour) the rules were suspended and H. J. R. 68 was adopted.

Yeas 55; Nays 6.

Yeas:

Mr. Speaker	Boyd	Brooks	Cornett
Albea	Bradford	Brown (Lamar)	Crook
Ashworth	Brannan	Burkhalter	deGraffenried
Bassett	Branyon	Callahan	Dement

DeSear	Harvey	McNider	Pruitt
Dickson	Hawkins	Mathews	Reynolds
Edwards (Escambia)	Hodges	Mathison	Selman
Ferrell	Hunt	Merrill	Simon
Gilchrist	Jenkins	Money	Solomon
Gilmer	Kendall	Murphy	Steagall
Gregory	Locke (Choctaw)	Nolen	Stembridge
Grouby	Locke (Perry)	Oden	Summerlin
Hain	Love	Payne	Wood
Hardy	McLendon (Bullock)	Perry	

—55

*Nays:*

Messrs.:	Brown (Lee)	Gist	Shumate
Broadfoot	Dawkins	Rodgers	

—6

## BILLS ON SECOND READING

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 756. To repeal the act approved September 9, 1953, entitled "An Act To authorize life insurance companies of this State to invest in loans to corporations whose securities have been approved by the State Securities Commission of Alabama" (Act No. 539, H. 368, Acts of 1953, Vol. II, p. 755).

H. 286. Relating to income of certain patients in the State's mental institutions who have no duly appointed and acting guardians; providing for the appointment of a custodian of such funds and prescribing his duties relative thereto; authorizing the use of such funds only for the support, maintenance and care of the patient; and providing that payment of such income to the custodian appointed pursuant to this Act amounts to a discharge of the debt.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 611 (with amendment). To authorize the Governor of Alabama to appoint additional patrolmen and other peace officers for the Highway Patrol in an emergency, and making an appropriation for payment of their compensation.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 680. Providing for the conversion of the Mountain Creek Cemetery site and the former site of Mountain Creek Confederate Soldiers' Home into a Confederate Memorial Park; creating the Confederate Memorial Board for the purpose of converting the Mountain Creek site into the Confederate Memorial Park; providing for the appointment of the members of the Board, and for their powers, duties, terms, and compensation; providing for the maintenance of the Confederate Memorial Park as an historical site of the State, and making an appropriation.

Mr. Callahan, Vice-Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report,

and they were severally read a second time and placed on the Calendar, to-wit:

H. 708. To propose an amendment to the Constitution of Alabama that the Court of Appeals be constituted as the Court of Criminal Appeals with final, exclusive, and irrevocable supreme appellate jurisdiction co-extensive with the limits of the State in all criminal and quasi-criminal cases of whatsoever grade; and with power to issue such original, remedial, and extraordinary writs as may be necessary to give it a general superintendency and control of inferior jurisdictions; that the judges of the Court of Appeals holding office at the time said amendment shall become effective, or who shall be elected to a future term on the Court of Appeals, shall constitute the judges of said court for the remainder of the terms for which they were chosen as judges of the Court of Appeals; and that appeals from death sentences shall be heard by said court augmented by four justices of the Supreme Court selected in rotation by the Chief Justice.

The above bill was read a second time at length as required by the Constitution.

H. 709. To provide for the Court of Criminal Appeals of Alabama.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 719. Relating to judicial procedure: To provide for and regulate the selection and empaneling of alternate jurors for the trial of any case triable by a jury.

H. 754. To provide for the correction or perfecting of marriage records.

H. 659. To regulate the sale of brake fluid by requiring registration of the product with the Commissioner of Agriculture and Industries; prescribing the registration fees and requiring a permit authorizing the sale of brake fluid; prohibiting the sale of inferior brake fluids and to authorize the adoption of standards and specifications governing the sale of brake fluids; to prescribe the penalty for violations and prescribing other administration and enforcement procedures.

Mr. Brassell, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 409 (with amendment). Relating to the equipment of rail track motor cars used or furnished by common carriers by railroad for transporting employees; providing for the extension of necessary time in which to equip said cars; and penalizing those carriers who operate or furnish for operation such unequipped cars to their employees for transportation to or from their place or places of labor.

Mr. Hawkins, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 755. To define the term "jobbers" as used herein and the term "taxing authority" as used herein; to empower any taxing authority as

defined in this Act to authorize use of machines with metering devices for making impressions upon individual packages, cartons, boxes, tins or containers of tobacco or tobacco products, to pay taxes and licenses imposed upon tobacco products by the state, a county, a political subdivision, or municipality; to designate the manner of construction of such machines with metering devices; to authorize and empower the making and enforcing by the taxing authority concerned, of reasonable rules and regulations to protect and safeguard the use of such machines with metering devices and the form and design of the indicia imprinted thereby; to authorize such indicia to be imposed on the cartons, packages, boxes, tins or containers of tobacco products in lieu of the placing of stamps thereon, to pay or evidence payment of any tax or license imposed by any law of this state or by the authority or law of any of the political divisions of the state, county, or municipal corporations; to limit and prescribe the authority of the taxing authority involved in making contracts for the use of such machines or metering devices; to provide for the method of collecting taxes or licenses evidenced by or paid by such metered indicia; to provide for the prepayment by any jobber of the sum of money equivalent to the amount of any tax designated to be paid or shown by indicia; to provide for the use of such machines; to provide a discount to be allowed a jobber for prepayment of tobacco taxes; to provide a discount to be allowed a warehousing jobber using such machines; to provide penalties for the use of machines authorized by this Act contrary to the provisions of this Act or for the counterfeiting, use or possession without authority, or any design or indicia for paying or to evidence payment of any tax or license by the use of machines authorized in this Act; to provide that the provisions of this Act are cumulative of all other Acts and to provide a more efficient method of collecting the revenues derived from any taxes or licenses upon tobacco and tobacco products by use of machines instead of stamps to evidence any pay such taxes and licenses.

H. 835. To amend further Section 402 of Title 51, Code of Alabama, 1940, which prescribes the deductions allowed to corporations in computing net income subject to the Alabama income tax imposed by Section 398 of Title 51, Code of Alabama, 1940.

H. 715. Relating to the licensing of general contractors; amending sections 66, 70, 73, 74, 76, 77, 78, and 80 of Title 46, Code of Alabama (1940).

H. 834. To repeal Section 76 of Title 45, Code of Alabama of 1940, and to amend Section 144 of Title 45, Code of Alabama of 1940, as amended.

H. 776. To amend further Section Sixteen of Act No. 669, H. 792, approved July 5, 1940, the "Alabama Motor Carrier Act of 1939," (General Acts of Alabama 1939, page 1065), which relates to security required of motor carriers for the protection of the public.

S. 86. To amend further Section 365 of Title 52, Code of Alabama, 1940, which relates to the teachers' retirement system.

Mr. Branyon, Chairman of the Standing Committee on Constitution and Elections, reported that said Committee in session had acted on the following bill and ordered same returned to the House without recommendation, and it was read a second time and placed on the Calendar to-wit:

H. 625 (without recommendation). To amend Article 20 of Chapter 1, Title 17, Code of Alabama (1940), which relates to the election of electors for president and for vice-president and representatives in Congress.

Mr. Branyon, Chairman of the Standing Committee on Constitution and Elections, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendments, and it was read a second time and placed on the Calendar, to-wit:

H. 629 (with amendments). To protect the interest of the public with respect to Insurance Agents, Solicitors and Brokers: To regulate the conduct of the business of Insurance Agents, Solicitors and Brokers: To provide for the powers and duties of the Superintendent of Insurance with respect thereto: To provide for the examining and licensing of Insurance Agents, Solicitors and Brokers: To provide for the administration of this Act: To provide for the denial, revocation or suspension of Licenses under this Act: to provide for judicial review of the Acts of the Superintendent of Insurance with respect to the administration of the provisions of this Act: To repeal all laws or parts of laws in conflict therewith:

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 739. To propose an amendment to the Constitution of Alabama relating to the levy and collection of a special property tax for educational purposes in Butler County.

The above bill was read a second time at length as required by the Constitution.

H. 777. To amend Section 5 of Act No. 163, Local Acts of Alabama 1943, entitled "An Act to establish a law and equity court for Cherokee County, Alabama; to define its jurisdiction and powers; to provide for its officers, their powers, and duties and compensations, to provide that said court shall be open at all times for the trial of cases and transaction of business; to provide the rules and procedure of said court; to provide a fine and forfeiture fund for said court; to provide for the transfer of certain causes now or hereafter pending in the circuit court and the juvenile court of Cherokee County, Alabama, to the Cherokee Law and Equity Court; and to abolish the County Court of Cherokee County, Alabama; and to give the said court Juvenile Jurisdiction", and amended by Act No. 493, Local Acts of Alabama 1945.

H. 778. To repeal Act No. 584, Acts of Alabama 1951, approved August 30, 1951, entitled "An Act relating to Cherokee County; providing for the payment by the County of the compensation of the Chief Clerk in the office of the Judge of Probate".

H. 779. Amending Sections 1, 2 and 3 of Local Act No. 162, Local Acts of Alabama 1943, entitled "An Act to fix the salary of the Probate Judge of Cherokee County, Alabama, the Tax Collector of Cherokee County, the Tax Assessor of Cherokee County, the Clerk of the Court of Cherokee County, the Register in Chancery of Cherokee County, the County Solicitor of Cherokee County, the Sheriff of Cherokee County; To provide for his Deputies and to provide for Clerical Assistance and other expenses of said Officers of Probate Judge and Sheriff; To require each of said Officers to collect all the fees, compensation and allowances heretofore collected by said Officers and which may hereafter be collected by said Officers and cover same into the County Treasury on or before the fifth day of each month, and to provide for the payment of the salary of Clerical Assistance and other Office expense by the Treasury of the County", as amended by Act No. 121, Acts of Alabama, 1955.

H. 782. Relating to Conecuh County: To provide further for purging the registration lists of the names of those electors of Conecuh County

who have died, become insane, or convicted of crime, or otherwise disqualified as electors under the provisions of the Constitution, by requiring the re-registration of electors of the county registered on or after January 1, 1903.

H. 784. To re-divide the State into judicial circuits; to create the Thirty-fourth Judicial Circuit and to provide for a judge and solicitor of such newly-created circuit.

H. 786. Relating to Fayette County; authorizing the court of county commissioners, board of revenue, or like governing body of said county to levy additional county privilege license and excise taxes, for general educational purposes, paralleling the state sales and use taxes provided for in Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, when such a levy is approved at an election called for such purpose; providing for the ordering and holding of such election; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; providing for the enforcement of the Act; and providing penalties for violations.

H. 787. To amend Section 7 of an act approved July 7, 1947, entitled "An Act To re-enact Act 123, approved June 12, 1935, entitled, 'An Act To provide for the division of Henry County, Alabama, into four Commissioners Districts; to define the boundary lines thereof; by showing the beats composing such Commissioners Districts; to provide for the election of one Commissioner from each of said Districts; to fix their terms of office; to prescribe their qualifications, powers and duties; to require that said Commissioners be voted for by the voters of the entire County and not by the voters of each Commissioners District; to fix their salaries, terms of office and the filling of vacancies; to fix the date of their election and their successors; to require said Commissioners to give bond and to further regulate and prescribe the powers, authority and duties of said Commissioners Court and to fix penalties for the violation of this Act'" (Act No. 82, H. 340, LLocal Acts of 1947, p. 58).

H. 790. Relating to Lee County: To abolish the office of County Solicitor and Deputy Circuit Solicitor for such County, and to require the Circuit Solicitor of the Thirty-third Judicial Circuit to represent the State of Alabama and Lee County in all proceedings in which the County Solicitor or Deputy Circuit Solicitor were formerly required by law to represent the State or the county.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 791 (with substitute). To authorize and require the governing body of Limestone County to place certain plaques or markers on the Easter Ferry Bridge, which is located within that county.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 792 (with amendment). To require the county board of education of Limestone County to donate to the members of the community in which the school is located the buildings and sites associated with any school discontinued by such board, or to donate the building materials contained in any dismantled school building if the county board of education desires to retain possession of the site thereof; and to authorize

the use of such buildings as community centers, or the use of such materials for the construction of community centers.

Mr. Murphy, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 793. To designate as "The Buck Island Bridge" the new bridge approved for construction in Limestone County at or near the site of the present bridge of the same name, and to require the governing body of Limestone County to place certain plaques or markers thereon.

H. 794. To authorize each member of the court of county commissioners, board of revenue or like governing body of Limestone County to construct, within the district which he represents on such county governing body, a shed for the storage of tools and other equipment belonging to the county, and a dwelling house in which he or some competent person designated by him shall reside in order to take care of the county property stored in such shed; and to authorize the expenditure of county funds for such purposes.

H. 796. To alter, rearrange and extend the boundary lines and corporate limits of the municipality of Boston in Marion County, Alabama, so as to include within the corporate limits of said municipality the unincorporated community of Brilliant, and change the name of the municipality to "Brilliant, Alabama."

H. 797. Relating to Marshall County: To abolish the Board of Revenue and Control of Marshall County, created by Act No. 264, H. 756, approved August 23, 1955 (Acts of Alabama, 1955, p. 612), and to restore and re-establish a court of county commissioners of Marshall County in lieu thereof; to provide for its organization, powers, jurisdiction, and duties; and to provide for the qualifications, manner of election, and compensation of its members.

H. 798. Relating to the construction, maintenance and repair of the county roads and bridges of Marshall County; providing that such roads and bridges shall be constructed, maintained and repaired by the State Highway Department and relieving the county, and the officials thereof, of certain duties in regard thereto; and providing for the transfer by the county and its officials to the State Highway Department of all funds, including Marshall County's proportionate share of the state gasoline tax, state motor vehicle license tax allocated to the county, and all supplies, equipment, machinery and materials used for the construction, maintenance and repair of county roads and bridges.

H. 822. To amend Act No. 416, H. 917, approved September 9, 1955 (Acts of Alabama, 1955, p. 960), entitled "An Act To authorize and require Boards of Revenue, Courts of County Commissioners, or other governing bodies in all counties in this State having, or which may hereafter have, a population of not less than 125,000, nor more than 225,000, according to the last, or any subsequent, federal decennial census to provide a pension or retiring allowance plan for the employees of said counties, but not for the elected officials, but providing that the term or terms of office of any elected official who has subsequently returned to the employment service of such counties shall not be included or excluded in computing the length of service of any such employee, or be considered as having interrupted the continuing employment service or status of such employee in determining his or her eligibility for a pension or retiring allowance under the provisions of this Act."

H. 823. To extend the boundary lines of the City of Decatur in Morgan County, Alabama, and to include within the boundaries of said municipality certain additional territory

H. 824. To amend further Act No. 415, H. 665, approved September 24, 1919, entitled "An Act To establish a County Court for Morgan County; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that the said court shall be open at all times for the trial of cases and transaction of business; prescribing rules and procedure of said court; and to provide for the transfer of certain causes now or hereafter pending in the Circuit Court of Morgan County to the Morgan County Court."

H. 826. To amend Act No. 4, H. 62, Second Special Session of 1956, approved March 16, 1956.

H. 828. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

H. 829. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

H. 830. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

H. 831. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

H. 837. To authorize and regulate the micro-filming, photostating or other photographic reproduction of books, records, papers and documents required to be maintained and kept in the municipal police departments of all municipalities in counties in this State having a population of not less than ninety-four thousand nor more than one hundred thirty-four thousand according to the last or any subsequent federal decennial census, the destruction or other disposition of the originals of such books, records, papers and documents, and the substitution of such reproductions for the originals thereof; prescribing the force and effect such reproductions shall have and providing for the certification of copies thereof.

Mr. Lackey, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 788. To fix the compensation of surgeons and physicians when duly summoned by the coroner in all counties having a population of Five Hundred Thousand (500,000) or more inhabitants according to the last or any subsequent Federal census; providing for the method of payment and designating the funds from which payment shall be made:

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with substitute, and it was read a second time and placed on the Calendar, to-wit:

H. 677 (with substitute). Providing for the relocation of utility facilities, when necessitated by Federal-aid highway projects, and the payment of the cost of such relocation by the State as a highway construction cost with reimbursement from Federal funds as provided in the Federal-Aid Highway Act of 1956; prescribing the powers and duties of the state highway director in regard thereto; and providing the method of reimbursing said utilities.



Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 759. To regulate further the office of circuit solicitor of the Fifth Judicial Circuit of Alabama: Creating special funds for expenditure by the Circuit Solicitor in Law Enforcement and in the conduct of his office.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 474 (with amendment). To provide for partial refund of the gasoline excise tax levied on aviation fuel pursuant to Section 647 of Title 51, Code of Alabama (1940), as amended; to establish procedures and requirements governing the application for and payment of the aviation fuel refund; to fix certain penalties for the violation of the terms of this act and the rules and regulations established thereunder.

Mr. Adams (Tallapoosa), Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 781. To amend further Section 10 of Title 37, Code of Alabama 1940, which relates to the incorporation of cities and towns.

### INTRODUCTION OF BILLS

Upon a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Brannan:

H. 839. To amend Article 9, Section 145 of Chapter 1, Title 17, Code of Alabama (1940), which relates to the names of candidates being placed on ballots.

Constitution and Elections.

By Mr. Brannan:

H. 840. Further amending Section 60 and Section 61, Title 36, Code of Alabama (1940), so as to increase the driver's license fee and to dedicate the additional proceeds to the payment of expense allowances to the uniformed members of the state highway patrol.

Ways and Means.

By Mr. Brannan (with notice and proof):

H. 841. TO EXTEND, ALTER AND RE-ARRANGE THE BOUNDARY LINES AND CORPORATE LIMITS OF THE CITY OF FOLEY, BALDWIN COUNTY, ALABAMA

Local Legislation No. 1.

Notice and Proof H. 841:

### LEGAL NOTICE

An Act to extend, alter and re-arrange the boundary lines and corporate limits of the City of Foley, Baldwin County, Alabama.

Section 1. That the corporate limit boundaries of the City of Foley, Baldwin County, Alabama, are hereby altered, re-arranged and fixed as follows:

Begin at the Northeast corner of Section twenty-one (21), Township seven (7) South, Range four (4) East; run thence South three (3) miles, more or less, to the Southeast corner of Section thirty-three (33), Township seven (7) South, Range four (4) East; run thence West two (2) miles, more or less, to the Southwest corner of Section thirty-two (32), Township seven (7) South, Range four (4) East; run thence North three (3) miles, more or less, to the Northwest corner of Section twenty (20), Township seven (7) South, Range four (4) East; run thence East one-half ( $\frac{1}{2}$ ) mile more or less, to the Southwest corner of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section seventeen (17), Township seven (7) South, Range four (4) East; run thence North one-fourth ( $\frac{1}{4}$ ) mile, more or less, to the Northwest corner of the South Half ( $S\frac{1}{2}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section seventeen (17), Township seven (7) South, Range four (4) East; run thence East one (1) mile, more or less, to the Northeast corner of the South Half ( $S\frac{1}{2}$ ) of the Southwest Quarter ( $SW\frac{1}{4}$ ) of Section sixteen (16), Township seven (7) South, Range four (4) East; run thence South one-eighth ( $\frac{1}{8}$ ) mile, more or less, to the Northwest corner of the Southwest Quarter ( $SW\frac{1}{4}$ ) of the Southwest Quarter ( $SW\frac{1}{4}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section sixteen (16), Township seven (7) South, Range four (4) East; run thence East three-sixteenths ( $\frac{3}{16}$ ) of a mile, more or less, to the Northeast corner of the West Half ( $W\frac{1}{2}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section sixteen (16), Township seven (7) South, Range four (4) East; run thence South one-eighth ( $\frac{1}{8}$ ) mile more or less, to the Southeast corner of the West Half ( $W\frac{1}{2}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of the Southwest Quarter ( $SW\frac{1}{4}$ ) of the Southwest Quarter ( $SE\frac{1}{4}$ ) of Section sixteen (16), Township seven (7) South, Range four (4) East; run thence East five-sixteenths ( $\frac{5}{16}$ ) of a mile, more or less, to the point of beginning.

Section 2. That the corporate limits of the City of Foley, Baldwin County, Alabama, as changed and extended, include the following territory: The South Half ( $S\frac{1}{2}$ ) of the Southwest Quarter ( $SW\frac{1}{4}$ ) of Section sixteen (16), the Southwest Quarter ( $SW\frac{1}{4}$ ) of the Southwest Quarter ( $SW\frac{1}{4}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section sixteen (16), and the east Quarter ( $SE\frac{1}{4}$ ) of the Southwest Quarter ( $SW\frac{1}{4}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section sixteen (16), and the South Half ( $S\frac{1}{2}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section seventeen (17), and all of Sections twenty (20), twenty-one (21) twenty-eight (28), twenty-nine (29), thirty-two (32), thirty-three (33), all in Township seven (7); South Range four (4) East.

Section 3. This act shall become effective immediately upon the passage and approval by the Governor, or upon its otherwise becoming a law. (4t May 2, 9, 16, 23)

#### AFFIDAVIT OF PUBLICATION

I, E. M. Howell, Publisher of The Onlooker, published at Foley, Ala., do solemnly swear that a copy of the above notice, as per clipping attached, was published once each week in the regular and entire edition of said newspaper, and not in any supplement thereof, for 4 consecutive weeks, commencing with the issue dated May 2, 1957, and ending with the issue dated May 23, 1957.

E. M. HOWELL.

Subscribed and sworn to before me this 15 day of July, 1957.

CLAUDE PETEET,  
Notary Public.

My Commission Expires July 18, 1959.

By Messrs. McLendon, Nolen, Hall, Stembridge, Stokes, Thomas, Edwards (Escambia), Cornett, Crook and Rodgers:

H. 842. To amend Section Eighteen of the act approved July 5, 1940, known as the "Alabama Motor Carrier Act of 1939" (Act No. 669, H. 792, 1939 General Acts 1079).

Local Government.

By Mr. Speaks (with notice and proof):

H. 843. To regulate further the compensation of the Superintendent of Education of Chilton County.

Local Legislation No. 1.

Notice and Proof H. 843:

STATE OF ALABAMA  
COUNTY OF CHILTON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To regulate further the compensation of the Superintendent of Education of Chilton County.

Be It Enacted by the Legislature of Alabama:

Section 1. The Superintendent of Education of Chilton County shall receive a salary of not less than four thousand eight hundred dollars (\$4,800.00) nor more than six thousand five hundred dollars (\$6,500.00) per annum, the exact amount to be fixed by the board of education of the county. His salary shall be paid in equal monthly installments from the county school funds.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

4-20-4ch

PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF CHILTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared T. E. Wyatt, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Union-Banner, a newspaper of general circulation published in Chilton County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 27, July 4, July 11, and July 18, all in the year 1957.

T. E. WYATT.

Sworn to and subscribed before me July 23, 1957.

INEZ PATTERSON,  
Notary Public.

By Mr. Speaks (with notice and proof):

H. 844. To alter, re-arrange and extend the boundaries of the City of Clanton.

Local Legislation No. 1.

Notice and Proof H. 844:

STATE OF ALABAMA  
COUNTY OF CHILTON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL  
TO BE ENTITLED  
AN ACT

To alter, re-arrange and extend the boundaries of the City of Clanton.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundary lines of the City of Clanton in Chilton County are hereby altered, re-arranged and extended so as to include within the corporate limits of said municipality the following described lands lying and being in Chilton County, Alabama, to wit:

The Southeast Quarter of the Southeast Quarter; Section 1, Township 21, Range 14; also the Northeast Quarter of the Southeast Quarter; Section 1, Township 21, Range 14; also the Northeast Quarter of the Southeast Quarter; Section 34, Township 22, Range 14; also, the Northwest Quarter of the Southeast Quarter; Section 34, Township 22, Range 14; also the Northeast Quarter of the Southwest Quarter, Section 26, Township 22, Range 14; also the Northwest Quarter of the Southeast Quarter, Section 26, Township 22, Range 14; also the Southwest Quarter of the Southwest Quarter; Section 25, Township 22, Range 14; also the Southeast Quarter of the Southwest Quarter; Section 25, Township 22, Range 14; also the Southwest Quarter of the Northeast Quarter; Section 25, Township 22, Range 14; also the Northwest Quarter of the Northeast Quarter; Section 25, Township 22, Range 14; also the Northeast Quarter of the Northeast Quarter; Section 25, Township 22, Range 14; also the Northwest Quarter of the Southeast Quarter; Section 25, Township 22, Range 14; also the Northeast Quarter of the Southeast Quarter; Section 25, Township 22, Range 14; also the Southwest Quarter of the Southeast Quarter; Section 25, Township 22, Range 14; also the North Half of the Northeast Quarter of the Northeast Quarter; Section 36, Township 22, Range 14; also the West Half of the Northwest Quarter of the Southwest Quarter; Section 30, Township 22, Range 15; also the Southeast Quarter of the Northeast Quarter; Section 25, Township 22, Range 14; also the Northeast Quarter of the Northwest Quarter; Section 3, Township 21, Range 14; also the Southwest Quarter of the Northeast Quarter; Section 3, Township 21, Range 14; also the Southeast Quarter of the Southwest Quarter; Section 34, Township 22, Range 14; also the Northeast Quarter of the Southwest Quarter; Section 34, Township 22, Range 14; also the Northwest Quarter of the Southwest Quarter; Section 34, Township 22, Range 14; also the Southwest Quarter of the Southwest Quarter; Section 34, Township 22, Range 14.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

6-20-4ch

## PROOF OF PUBLICATION

STATE OF ALABAMA  
COUNTY OF CHILTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared T. E. Wyatt, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Union-Banner, a newspaper of general circulation published in Chilton County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 27, July 4, July 11, and July 18, all in the year 1957.

T. E. WYATT.

Sworn to and subscribed before me July 23, 1957.

INEZ PATTERSON,  
Notary Public.

By Messrs. Locke (Choctaw) and Lee (Barbour):

H. 845. To amend Section 40 of Title 36, Code of Alabama (1940), as amended which relates to lighting equipment required on motor vehicles.

Transportation.

By Mr. Huddleston:

H. 846. To permit the breeding of pen-raised quail for commercial purposes; to define pen-raised quail; to provide for the regulation of breeding pen-raised quail by the State Department of Conservation; to provide for the licensing of breeders of pen-raised quail; to provide the procedure for stamping carcasses of quail; to provide that an invoice shall be issued by the licensed breeder and shall be attached to each package shipped; to provide that the invoice shall be kept attached to such package until the quail are prepared for consumption; to provide that any person other than a retail vendor shall make a copy of the original invoice upon the resale of any such quail; to provide for the retention of records concerning the sale of such quail; to provide for the inspection of such records; to provide that persons shipping quail into this State shall be subject to the provisions of this Act; to provide for penalties; to repeal conflicting laws; and for other purposes.

Judiciary.

By Messrs. Davis and Shumate:

H. 847. To amend Section 4 of Act No. 234, S. 25, approved July 16, 1951, (Acts of Alabama, 1951, p. 504), entitled "An Act relating to state government administration: Creating a Department of Insurance; defining its powers and duties; transferring to it the function of regulating insurance, the insurance business, insurance companies, and insurance agents; transferring to it the Bureau of Insurance and the Bureau of Rates of the Department of Commerce, and the Office of Fire Marshal, and the personnel, funds, equipment and supplies of such Bureaus and Office; creating the office of Superintendent of Insurance; fixing his salary, qualifications and duties; abolishing the office of Superintendent of Insurance as presently constituted; and repealing all laws in conflict therewith."

Ways and Means.

By Messrs. Hain, Steagall, Boyd, Thomas, Stokes, Stembridge, Kaul, Vacca, Simon, McNider, Bradford, Money, Nolen, Lee (Barbour), Faulk, Albea, Hardy and Gilmer:

H. 848. To amend an act approved September 5, 1951, entitled "An Act To create a State Bureau of Publicity and Information, transferring

to it the functions, funds, jurisdiction, authority, personnel, property and effects of the Division of Records and Reports, providing for the appointment of a Director of Publicity and an advisory board, abolishing the office of Director of the Division of Records and Reports, conferring exclusive power upon the Bureau to plan and conduct all state programs of tourist advertising, and making an appropriation for that purpose" (Act No. 712, H. 48, Acts of 1950-51, Vol. II, p. 1250).

Ways and Means.

By Mr. Hain:

H. 849. For the relief of Harold Edwards: To make an appropriation of highway department funds to compensate him for the loss of his left leg as a result of an accident suffered by him on or about December 2, 1955, while he was engaged in the performance of his regularly assigned duties as a convict leased to the State Highway Department by the State Board of Corrections.

Ways and Means.

By Mr. Edwards (Escambia):

H. 850. To provide for the erection of a monument to mark the site of old Fort Crawford, making an appropriation for that purpose.

Ways and Means.

By Mr. Oden:

H. 851. Relating to the counties of Franklin, Marion, and Winston; altering and re-arranging the boundaries between such counties.

Local Legislation No. 1.

By Mr. Oden:

H. 852. To provide for the enforcement of livestock sanitary and disease control laws at public livestock markets in the State of Alabama by making an appropriation for the two fiscal years ending September 30, 1958 and September 30, 1959, to be expended for such purposes.

Agriculture.

By Mr. Gist:

H. 853. To make it unlawful to sell manufactured cigarettes, unless the amount of nicotine and the amount of tar contained in the smoke of such cigarettes are printed on each package of cigarettes sold or offered for sale; and to prescribe penalties.

Health.

By Mr. Vacca:

H. 854. Relating to revenue; to exempt from taxation the recordation of all deeds of trust executed to secure certain bond issues made for religious purposes.

Judiciary.

By Messrs. Lackey, Vacca, Kaul, Edwards (Jefferson), Adams (Jefferson), Nice and Perry:

H. 855. To provide for and fix the sum of \$1,000 per year as an allowance for expenses for the president of the commission of any city having a population of 300,000 inhabitants or more according to the last or any subsequent federal census for which he shall not be required to file an accounting.

Local Legislation No. 2.

By Messrs. Lackey, Edwards (Jefferson), Nice, Vacca, Perry, Kaul and Adams (Jefferson) (with notice and proof):

H. 856. To alter and extend the boundaries of the City of Birmingham.

Local Legislation No. 2.

Notice and Proof H. 856:

### NOTICE

Notice is hereby given of intention to apply at the 1957 regular session of the Legislature of Alabama for introduction and passage of a bill the substance of which, as distinguished from detail, is and will be the substance, as distinguished from detail, of the following:

### AN ACT

To alter and extend the boundaries of the City of Birmingham.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundaries of the City of Birmingham in the County of Jefferson, State of Alabama, are hereby altered and extended so that said boundaries shall include within the corporate limits of said city all of the following described additional property not presently located in said city, to-wit:

Lots 2, 3, 4, 5, and 6, in Killough Springs First Addition, as recorded in Map Book 16, pages 34 and 35, in the Office of the Judge of Probate of Jefferson County, Alabama.

Section 2. That this Act shall become and be effective upon and after date of passage and approval by the Governor.

Approved

Time:

Messenger—June 15, 22, 29; July 6, 1957.

### AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA  
JEFFERSON COUNTY

Before me, the undersigned authority in and for said County in said State, personally appeared Eleanor Abercrombie who, being by me first duly sworn, deposes and says that she is the PUBLISHER of THE BIRMINGHAM MESSENGER, a weekly newspaper of general circulation published in Jefferson County, Alabama, which was established on the 13th day of September, 1930, and which has been published consecutively weekly since said date. And that there was published in said newspaper in the issues of June 15, 22, 29, July 6, 1957, a legal notice a copy of which is hereto attached.

ELEANOR ABERCROMBIE,  
Publisher.

Sworn to and subscribed to on this the 19 day of July, 1957.

BILLIE FOSTER,  
Notary Public.

By Mr. Fite:

H. 857. To provide for and define mining partnerships; to regulate the same, and provide for the disposition or conveyance of the property of mining partnerships and the individual members thereof.

Judiciary.

By Messrs. Murphy, Simon and Tyson:

H. 858. To amend Sections 2, 3, 4, and 5 of Act No. 31 adopted at the Second Special Session of the Legislature of Alabama of 1956, which act is applicable to any county having a population of not less than 225,000

nor more than 525,000 inhabitants according to the last or any subsequent federal census and requires the installation in each such county of an improved system of indexing and recording documents affecting the title to property and recorded in the office of the Judge of Probate of such county, and which act provides for a special recording fee in each such county for financing said system by the issuance of warrants of such county, so as to provide for the microphotographing of instruments recorded as a part of said improved system; so as to eliminate the provisions in said Act No. 31 requiring the recording on a geographical basis of instruments affecting the title to real property and the installation of maps to facilitate such recording; so as to permit the governing body of the county to provide for the recording and indexing as a part of said improved system of instruments and records in addition to those specified in said Act No. 31; and so as to provide further details with respect to the said improved system, its installation and maintenance, and the duties of the Judge of Probate with respect thereto.

Local Legislation No. 1.

By Mr. Dawkins:

H. 859. To Amend Title 37, Sections 733 and 735, Code of Alabama, 1940.

Local Government.

By Mr. Brewer:

H. 860. To define the crime of barratry; to define certain terms; to prohibit barratry and to provide penalties for persons found guilty thereof; to prohibit aiding and abetting barrators; to authorize certain courts of record to enjoin barratry and to prescribe the officers who may bring suits therefor; to provide that conduct prohibited by the act shall constitute unprofessional conduct.

Judiciary.

By Mr. Brewer:

H. 861. To amend Section 49 of Title 46, Code of Alabama 1940, which relates to the causes of removal of attorney.

Judiciary.

By Mr. Brewer:

H. 862. To amend Section 276 of Title 51 of the Code of Alabama of 1940 relating to delivery of deeds to purchasers at tax sales.

Judiciary.

By Messrs. Harrison and Hanby:

H. 863. To amend the act approved May 19, 1945 providing for additional revenue by levying a tax upon every person engaging in the business of producing or severing oil or gas or other hydrocarbons from the soil or the waters, or from beneath the soil or the waters, of the State of Alabama (Act No. 2, H. 47, 1945 Acts 20).

Ways and Means.

By Messrs. Harrison and Hanby:

H. 864. To amend Section 32 of the act approved May 22, 1945 providing for the regulation, control, and supervision of the drilling for and the production and use of oil and gas and levying a tax of two per centum of the gross value, at the point of production, of oil and gas produced in Alabama (Act No. 1, H. 46, 1945 Acts 1).

Ways and Means.

By Mr. Faulk:

H. 865. To authorize the director of public safety to adopt standards and specifications and promulgate rules and regulations applicable to lighting equipment on and special warning devices to be carried by motor vehicles operated by rural mail carriers.

Transportation.



By Mr. Johnson (Tallapoosa):

H. 866. To make an appropriation for the relief of Calvin McNelley.

Ways and Means.

By Messrs. deGraffenried and Callahan:

H. 867. To provide that any monies heretofore or hereafter collected or on hand for the maintenance of the Law Library of the Circuit Court of any county in Alabama having a population of not less than 94,000 people and not more than 135,000 people, according to the last or any subsequent Federal decennial census shall be expended for the employment of, and salary for, a person or persons to act as librarian, for law books and furniture and equipment, and for other necessary maintenance of the Law Library of such Courts and for no other purpose.

Local Legislation No. 1.

By Messrs. Kelly, Oden, Gregory, Hodges, Holliman, Broadfoot, Harrison, Dement, Hunt, Pirkle, McClendon, Oakley, Brooks, Edwards (Escambia), Jenkins, Grouby, Hardy, Ferrell, Huddleston, Adams (Jefferson), Hanby, Shumate, Harvey, Burkhalter, Money, Solomon, Mathison, Kendall, Bassett, Locke (Choctaw), Stembridge, Wood, McNider, Brown (Lamar), Gist, Roberts, Lee (Lawrence), Love, Cox, Richardson and Dawkins:

H. 868. To regulate further the election of senators so as to require rotation of residence of senators elected by districts composed of more than one county.

Rules.

By Messrs. Oakley, McKay, Boyd, Kaul, Brannan, Kendall, Fite, McNider, Nolen, Thomas, Martin, Lackey, Vacca, Goodwyn, McClendon, Jenkins, Burkhalter, Davis, Pruitt, Harvey, Gilchrist, Reynolds, Steagall, Locke (Perry), DeSear, Faulk, Lee (Barbour), Grouby, Nettles, Bradford, Locke (Choctaw), Dawkins, Rodgers, Bassett, Adams (Jefferson), Hall, Adams (Tallapoosa), McLendon, Hain, Hardy, Gilmer, Perry, Edwards (Jefferson), Roberts, Harrison, Richardson, Ashworth, Albea, Tyson, Brown (Lamar), Franklin, Ferrell, Wood, Huddleston, Holliman, Lee (Lawrence), Kirkham, Payne, Summerlin, Merrill, Taylor, Dickson, Brooks, Crook, Ramey, Pirkle, Hanby, Cox, Money, Mathison, Solomon, Stembridge, Hodges, deGraffenried, Speaks, Gist, Love, Kelly, Selman, Dement, Brown (Lee), Branyon, Brewer, Mathews, Ward, Edwards (Escambia), Cornett, Stokes, Shumate, Hunt and Callahan:

H. 869. To preserve domestic tranquility, and good order and efficiency in public educational institutions, and to avoid disorder and potential violence within the state by providing for the closing of public schools under certain conditions; to provide assistance for certain children for whom proper public school facilities are not available, and to provide for the transfer or reassignment of teachers and other employees of closed public schools.

Education.

By Messrs. Richardson, McKay, Oakley, Kendall, Boyd, McNider, Kaul, Brannan, Nolen, Lee (Lawrence), Thomas, Martin, Lackey, Vacca, Goodwyn, McClendon, Jenkins, Burkhalter, Davis, Pruitt, Harvey, Gilchrist, Harrison, Steagall, Locke (Perry), DeSear, Faulk, Lee (Barbour), Grouby, Nettles, Bradford, Locke (Choctaw), Dawkins, Rodgers, Bassett, Hall, Adams (Jefferson), McLendon, Hain, Hardy, Gilmer, Perry, Edwards (Jefferson), Reynolds, Roberts, Adams (Tallapoosa), Ashworth, Albea, Tyson, Brown (Lamar), Franklin, Ferrell, Wood, Huddleston, Kirkham, Holliman, Fite, Summerlin, Merrill, Taylor, Dickson, Brooks, Crook, Ramey, Pirkle, Hanby, Cox, Speaks, Gist, Money, Stembridge, Hare, Haltom, Broadfoot, Hodges, deGraf-

fenried, Love, Kelly, Selman, Dement, Brown (Lee), Hawkins, Branyon, Brewer, Mathews, Ward, Cornett, Edwards (Escambia), Stokes, Shumate, Hunt, Callahan, Payne, Mathison and Solomon:

H. 870. To amend Act No. 201, Regular Session 1955, with respect to the assignment and placement of pupils in the public schools; to establish and regulate the procedure for hearings by boards of education with respect to the operation of public schools; to authorize the Attorney General to render advice and assistance to local boards of education; to provide that boards of education shall exercise judicial functions with respect to hearings upon the assignment of pupils; to limit the liability of school boards, officials and employees in the exercise of their official responsibilities; to reenact Act No. 201, Regular Session 1955, in all respects except as amended hereby.

Education.

By Messrs. Thomas, Cornett, Roberts, Merrill, Albea and Lee (Barbour):

H. 871. To regulate the qualifications, applications, examinations and licensing of all persons who shall be hereafter licensed to act as agent for or to solicit business for any life or health and accident insurance carriers in Alabama who shall engage in the business of selling, soliciting, issuing, delivering, effecting or collecting premiums on policies or contracts of life insurance or contracts of health and accident insurance or both; to define terms; to provide penalties for violations of the provisions hereof; to prohibit the representing of unauthorized insurers; to provide for liability of insurance agents when representing unauthorized insurers; to prohibit the doing of business by unlicensed agents; to prohibit the doing of business with unauthorized agents; to provide an Advisory Board to advise with the Superintendent of Insurance; to provide for the appointment and term of office of said Advisory Board; to provide for the revocation of licenses; to provide that certain information, documents, records or statements disclosed or made to the Superintendent of Insurance shall be deemed a privileged communication and shall not be used as evidence in any court action or proceeding; to provide for the refusal, suspension, or revocation of license and to provide for a hearing thereon; to provide an appeal from certain actions of the Superintendent; to provide for the making of certain rules and regulations by the Superintendent; to provide for the making of certain investigations by the Superintendent; to provide penalties for the violation of this Act; to provide for the severability of this Act; to repeal conflicting laws, and to provide an effective date for this Act.

Health.

#### BILLS ON THIRD READING

H. 448. Relating to Dallas County: To create and establish in Dallas County a court to be known as the "Dallas County Court"; defining its jurisdiction; providing it with officers, defining their powers, duties, compensation, term of office, and the manner of their selection, appointment and election; regulating its procedure and process; prescribing costs and fees therein; taking criminal jurisdiction away from justice of the peace courts in the county; and providing for the transfer of cases pending in justice of the peace courts at the time this Act takes effect to the court hereby created and the trial of such cases in this court.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 69; Nays 0.

Yeas:

Mr. Speaker  
Adams (Tallapoosa)  
Albea

Ashworth  
Boyd  
Bradford

Brannan  
Branyon  
Brewer

Brooks  
Brown (Lamar)  
Burkhalter

Cornett	Hall	McNider	Ramey
Crook	Hardy	Martin	Reynolds
Dement	Harrison	Mathews	Shumate
DeSear	Harvey	Mathison	Solomon
Edwards (Escambia)	Hawkins	Merrill	Speaks
Faulk	Hunt	Money	Steagall
Ferrell	Jenkins	Murphy	Stembridge
Franklin	Kelly	Nice	Stokes
Gilchrist	Lee (Barbour)	Nolen	Summerlin
Gilmer	Lee (Lawrence)	Oakley	Taylor
Gist	Locke (Choctaw)	Payne	Thomas
Goodwyn	Locke (Perry)	Perry	Vacca
Gregory	McClendon (Chambers)	Pirkle	Ward
Grouby	McKay	Pruitt	Wood
Hain			

—69

## And the bill:

H. 449. To repeal Act No. 25, S. 39, approved September 17, 1932 (Local Acts of Alabama 1932, Extra Session, p. 7), entitled "An Act To establish an inferior court in Precinct 36 in Dallas County, Alabama, in lieu of all justices of the Peace, and notaries public with powers of justices of the peace, in said precinct, to be known as 'The Court of Common Pleas of Selma,' and to define the jurisdiction and powers of said court, and the powers, disabilities and duties of the judge thereof; to provide for the execution of the process of said court, the issuance of certificates of judgment and the operation thereof; to regulate the procedure in said court, and the appeals therefrom; to provide for the appointment or election of the judge of said court; to fix the qualifications and compensation of said judge and the mode of his election; and term of office; to provide for the payment of the salary of the judge and the expenses of said court; to abolish the office of justice of peace and notary public with powers of justice of the peace in said precinct; to provide for the transfer to said court of all causes pending in the justice of the peace courts in said precinct; to provide that the judge of said court may practice law; to provide for the payment of salaries of the Sheriff and Deputy Solicitor of said County for services rendered said Court; and to fix the costs and fees, and provide for the disposition of costs, fees, fines and forfeitures in said Court."

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	DeSear	Johnson (Elmore)	Oden
Adams (Tallapoosa)	Dickson	Kelly	Payne
Albea	Edwards (Escambia)	Lee (Barbour)	Perry
Ashworth	Ferrell	Lee (Lawrence)	Pirkle
Bassett	Franklin	Locke (Choctaw)	Pruitt
Boyd	Gilmer	Locke (Perry)	Reynolds
Bradford	Gist	McClendon (Chambers)	Rodgers
Brannan	Goodwyn	McKay	Shumate
Branyon	Gregory	McLendon (Bullock)	Simon
Brewer	Grouby	McNider	Speaks
Brooks	Hain	Mathews	Steagall
Brown (Lamar)	Hall	Mathison	Stembridge
Brown (Lee)	Hardy	Merrill	Summerlin
Callahan	Harrison	Money	Taylor
Cornett	Harvey	Murphy	Thomas
Cox	Hodges	Nettles	Vacca
Crook	Hunt	Nice	Ward
Davis	Jenkins	Nolen	Wood
Dement			

—73

And the bill:

H. 671. To authorize the governing body of Washington County, Alabama to pay the sum of Seven Hundred and Fifty Dollars (\$750.00) out of the gasoline tax fund, road and bridge fund or any other fund in the county treasury not otherwise appropriated to reimburse Mrs. Mary K. Martin for medical and other expenses in connection with the death of Mary Anna Martin, who died as a result of an automobile accident in a public road in Washington County, Alabama.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dement	Hunt	Payne
Adams (Tallapoosa)	DeSear	Jenkins	Perry
Albea	Dickson	Johnson (Elmore)	Pirkle
Ashworth	Edwards (Escambia)	Kelly	Pruitt
Bassett	Faulk	Kirkham	Ramey
Boyd	Ferrell	Lee (Barbour)	Reynolds
Bradford	Franklin	Lee (Lawrence)	Rodgers
Brannan	Gilchrist	Locke (Choctaw)	Shumate
Branyon	Gilmer	Locke (Perry)	Simon
Brewer	Gist	McClendon (Chambers)	Solomon
Broadfoot	Goodwyn	McKay	Speaks
Brooks	Gregory	McLendon (Bullock)	Steagall
Brown (Lamar)	Grouby	McNider	Stembridge
Brown (Lee)	Hain	Martin	Stokes
Burkhalter	Hall	Mathews	Summerlin
Callahan	Hanby	Mathison	Taylor
Cornett	Hardy	Merrill	Thomas
Cox	Harrison	Money	Vacca
Crook	Harvey	Murphy	Ward
Davis	Hawkins	Nolen	Wood
deGraffenried	Hodges	Oden	

—83

And the bill:

H. 700. Proposing an amendment to the Constitution relating to Marion County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Callahan	Gist	Lee (Barbour)
Adams (Jefferson)	Cornett	Goodwyn	Locke (Choctaw)
Adams (Tallapoosa)	Cox	Gregory	Locke (Perry)
Albea	Crook	Grouby	McClendon (Chambers)
Ashworth	Davis	Hain	McKay
Bassett	Dement	Hall	McLendon (Bullock)
Boyd	DeSear	Hanby	McNider
Bradford	Dickson	Harrison	Martin
Brannan	Edwards (Escambia)	Harvey	Mathews
Branyon	Faulk	Hawkins	Mathison
Brewer	Ferrell	Hodges	Merrill
Brooks	Franklin	Jenkins	Money
Brown (Lamar)	Gilchrist	Johnson (Elmore)	Murphy
Burkhalter	Gilmer	Kelly	Nettles

Nolen	Ramey	Simon	Stokes
Oden	Reynolds	Solomon	Summerlin
Payne	Rodgers	Speaks	Taylor
Perry	Selman	Steagall	Thomas
Pirkle	Shumate	Stembridge	Wood
Pruitt			

—77

## H. 731 POSTPONED

On motion of Mr. Gregory, consideration of the bill, H. 731, was postponed until the twenty-eighth legislative day.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Dickson	Kelly	Oakley
Adams (Jefferson)	Edwards (Escambia)	Kendall	Oden
Adams (Tallapoosa)	Edwards (Jefferson)	Lackey	Payne
Albea	Faulk	Law	Perry
Ashworth	Ferrell	Lee (Barbour)	Pirkle
Bassett	Franklin	Lee (Lawrence)	Pruitt
Boyd	Gilchrist	Locke (Choctaw)	Ramey
Bradford	Gilmer	Locke (Perry)	Rodgers
Brannan	Gist	Love	Selman
Branyon	Goodwyn	McClendon (Chambers)	Shumate
Brewer	Gregory	McKay	Simon
Broadfoot	Hain	McLendon (Bullock)	Solomon
Brooks	Hall	McNider	Speaks
Brown (Lamar)	Hanby	Martin	Steagall
Burkhalter	Hardy	Mathews	Stembridge
Callahan	Harrison	Mathison	Stokes
Cornett	Harvey	Merrill	Summerlin
Cox	Hawkins	Money	Taylor
Crook	Hodges	Murphy	Thomas
Davis	Hunt	Nettles	Tyson
deGraffenried	Jenkins	Nice	Vacca
Dement	Johnson (Elmore)	Nolen	Wood
DeSear			

—89

And the bill:

H. 732. Relating to Blount County: Creating the Blount County commission on Education to administer the public school laws, supervise the public school system, and promote the educational interests of the county, limiting the jurisdiction of the Commission to schools not subject to the jurisdiction of the City of Oneonta or any of its instrumentalities; abolishing the Board of Education of Blount County and the office of the county superintendent of education; providing for the election of the members of the Commission and for the election of a superintendent of county schools, fixing their terms, qualifications, compensation and prescribing their powers and duties.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 72; Nays 1.

Yeas:

Mr. Speaker	Bassett	Brewer	Callahan
Adams (Tallapoosa)	Boyd	Broadfoot	Cornett
Albea	Bradford	Brown (Lamar)	Cox
Ashworth	Branyon	Burkhalter	Crook

Davis	Hall	McClendon (Chambers)	Ramey
deGraffenried	Hardy	McKay	Rodgers
Dement	Harrison	McLendon (Bullock)	Selman
Dickson	Harvey	Martin	Shumate
Edwards (Escambia)	Hodges	Mathews	Simon
Edwards (Jefferson)	Huddleston	Mathison	Steagall
Faulk	Hunt	Merrill	Stembridge
Ferrell	Jenkins	Money	Stokes
Gilchrist	Johnson (Elmore)	Murphy	Summerlin
Gilmer	Law	Nolen	Taylor
Gist	Lee (Barbour)	Oden	Thomas
Goodwyn	Lee (Lawrence)	Payne	Tyson
Gregory	Locke (Choctaw)	Pirkle	Vacca
Hain	Love	Pruitt	Wood

—72

Nay: Mr. Kelly

—1

## H. 733 POSTPONED

On motion of Mr. Gregory, consideration of the bill, H. 733, was postponed until the twenty-eighth legislative day.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kelly	Payne
Adams (Tallapoosa)	Edwards (Jefferson)	Kendall	Perry
Albee	Faulk	Kirkham	Pirkle
Ashworth	Ferrell	Lackey	Pruitt
Bassett	Franklin	Law	Ramey
Boyd	Gilchrist	Lee (Barbour)	Reynolds
Bradford	Gilmer	Lee (Lawrence)	Rodgers
Brannan	Gist	Locke (Choctaw)	Selman
Branyon	Goodwyn	Love	Shumate
Brewer	Gregory	McClendon (Chambers)	Simon
Broadfoot	Hain	McKay	Speaks
Brooks	Hall	McLendon (Bullock)	Steagall
Brown (Lamar)	Hardy	McNider	Stembridge
Burkhalter	Harrison	Martin	Stokes
Callahan	Harvey	Mathison	Summerlin
Cornett	Hawkins	Merrill	Taylor
Cox	Hodges	Money	Thomas
Crook	Huddleston	Murphy	Tyson
Davis	Hunt	Nolen	Vacca
deGraffenried	Jenkins	Oakley	Ward
Dement	Johnson (Elmore)	Oden	Wood
Dickson			

—85

And the bill:

H. 734. Relating to all counties having a population of not less than 40,500 nor more than 45,000 inhabitants, according to the last or any subsequent federal census; regulating the compensation and allowances of directors of certain utility boards heretofore or hereafter established in such counties.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Kendall	Nolen
Adams (Tallahassee)	Edwards (Jefferson)	Kirkham	Oakley
Albee	Faulk	Lackey	Oden
Ashworth	Ferrell	Law	Payne
Bassett	Franklin	Lee (Barbour)	Perry
Boyd	Gilchrist	Lee (Lawrence)	Pirkle
Bradford	Gilmer	Locke (Choctaw)	Pruitt
Brannan	Gist	Locke (Perry)	Ramey
Branyon	Goodwyn	Love	Rodgers
Brewer	Gregory	McClendon (Chambers)	Selman
Broadfoot	Grouby	McKay	Shumate
Brooks	Hain	McLendon (Bullock)	Solomon
Burkhalter	Hall	McNider	Speaks
Callahan	Hardy	Martin	Steagall
Cornett	Harrison	Mathews	Stembridge
Cox	Harvey	Mathison	Stokes
Crook	Hawkins	Merrill	Summerlin
Davis	Hodges	Money	Taylor
deGraffenried	Hunt	Murphy	Thomas
Dement	Jenkins	Nettles	Vacca
DeSear	Johnson (Elmore)	Nice	Wood
Dickson	Kelly		

—86

And the bill:

H. 737. Relating to counties having a population of less than 11,800 according to the last or any subsequent federal decennial census; providing for the division of such counties into districts; providing for the election of one member of the governing body of each such county from each of such districts; prescribing the powers and duties of the governing bodies of such counties, and the qualifications, terms of office, compensation, and manner of election of the members thereof; and excepting the judge of probate or other chairman of the governing body of each such county from the operation of the Act.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	DeSear	Hodges	Mathews
Adams (Jefferson)	Dickson	Huddleston	Mathison
Adams (Tallahassee)	Edwards (Escambia)	Hunt	Merrill
Albee	Edwards (Jefferson)	Jenkins	Money
Ashworth	Faulk	Johnson (Elmore)	Murphy
Bassett	Ferrell	Kelly	Nettles
Boyd	Franklin	Kendall	Nice
Bradford	Gilchrist	Lackey	Nolen
Branyon	Gilmer	Law	Oakley
Brewer	Gist	Lee (Barbour)	Oden
Brooks	Goodwyn	Lee (Lawrence)	Payne
Brown (Lamar)	Gregory	Locke (Choctaw)	Perry
Burkhalter	Grouby	Locke (Perry)	Pirkle
Callahan	Hain	Love	Pruitt
Cornett	Hall	McClendon (Chambers)	Ramey
Crook	Hanby	McKay	Rodgers
Davis	Harrison	McLendon (Bullock)	Selman
Dement	Harvey	McNider	Shumate
deGraffenried	Hawkins	Martin	Simon

Solomon  
Speaks  
Steagall

Stembridge  
Stokes  
Summerlin

Taylor  
Thomas

Vacca  
Wood

—86

And the bill:

H. 740. To prohibit incorporated municipalities in all counties having a population of not less than 49,000 nor more than 50,000, according to the last or any subsequent federal decennial census, from enacting any ordinance levying a gasoline tax unless the levying or imposing of such tax shall have been authorized before the enactment of such ordinance by a vote of the qualified electors of such city or town at an election held for such purpose.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Faulk	Kelly	Nolen
Albea	Ferrell	Kendall	Oakley
Ashworth	Franklin	Kirkham	Oden
Bassett	Gilchrist	Lackey	Payne
Boyd	Gilmer	Law	Pirkle
Bradford	Gist	Lee (Barbour)	Pruitt
Branyon	Goodwyn	Lee (Lawrence)	Reynolds
Brewer	Gregory	Locke (Choclaw)	Rodgers
Brooks	Grouby	Locke (Perry)	Selman
Brown (Lamar)	Hain	Love	Shumate
Burkhalter	Hall	McClendon (Chambers)	Simon
Callahan	Hanby	McKay	Solomon
Cornett	Hardy	McLendon (Bullock)	Speaks
Cox	Harrison	McNider	Steagall
Crook	Harvey	Martin	Stokes
Davis	Hawkins	Mathison	Summerlin
deGraffenried	Hodges	Merrill	Taylor
Dement	Huddleston	Money	Thomas
DeSear	Hunt	Murphy	Vacca
Dickson	Jenkins	Nettles	Ward
Edwards (Escambia)	Johnson (Elmore)	Nice	Wood
Edwards (Jefferson)			

—85

And the bill:

H. 741. To alter or re-arrange the boundary lines of the Town of Geraldine, Alabama, so as to include within the corporate limits of said town or territory not already included therein.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Brown (Lamar)	Dement	Goodwyn
Adams (Jefferson)	Burkhalter	Edwards (Escambia)	Gregory
Adams (Tallapoosa)	Callahan	Edwards (Jefferson)	Grouby
Ashworth	Cornett	Faulk	Hain
Boyd	Cox	Ferrell	Hall
Bradford	Crook	Gilchrist	Hanby
Branyon	Davis	Gilmer	Hardy
Broadfoot	deGraffenried	Gist	Harrison



Harvey	Lee (Barbour)	Mathison	Rodgers
Hawkins	Lee (Lawrence)	Merrill	Selman
Huddleston	Locke (Choctaw)	Money	Shumate
Hunt	Locke (Perry)	Nettles	Solomon
Jenkins	Love	Nice	Speaks
Johnson (Elmore)	McClendon (Chambers)	Nolen	Steagall
Kelly	McKay	Oakley	Stembridge
Kendall	McLendon (Bullock)	Payne	Stokes
Kirkham	McNider	Pirkle	Summerlin
Lackey	Martin	Pruitt	Thomas
Law	Mathews	Reynolds	Vacca

—76

And the bill:

H. 742. To amend Section 26 of the act approved August 7, 1947, which created and established a civil service system for the City of Dothan (Act No. 273, S. 292, 1947 Local Acts 196).

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Kelly	Nolen
Adams (Jefferson)	Franklin	Kendall	Oakley
Adams (Tallapoosa)	Gilchrist	Kirkham	Payne
Albea	Gilmer	Lackey	Pirkle
Ashworth	Gist	Law	Pruitt
Bassett	Goodwyn	Lee (Barbour)	Reynolds
Boyd	Grouby	Lee (Lawrence)	Rodgers
Bradford	Hain	Locke (Choctaw)	Selman
Branyon	Hall	Locke (Perry)	Shumate
Brown (Lamar)	Haltom	Love	Speaks
Burkhalter	Hanby	McClendon (Chambers)	Steagall
Callahan	Hardy	McKay	Stembridge
Cornett	Harrison	McLendon (Bullock)	Stokes
Crook	Harvey	McNider	Summerlin
deGraffenried	Hawkins	Martin	Taylor
Dement	Hodges	Merrill	Thomas
Dickson	Huddleston	Money	Tyson
Edwards (Escambia)	Hunt	Murphy	Vacca
Edwards (Jefferson)	Jenkins	Nettles	Ward
Faulk	Johnson (Elmore)	Nice	Wood

—80

And the bill:

H. 749. Providing for the submission to the qualified voters of Lauderdale County the question of whether or not an annual license tax and registration fee shall be levied in the amount of \$5.00 upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, owned by any individual who is a resident of Lauderdale County and upon every motor vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county, and if approved by said voters, authorizing and providing for the levying of said tax by the governing body of Lauderdale County with the concurrence of the governing body of the City of Florence, for a period not exceeding 10 years; providing for the calling, giving of notice, holding, conducting, canvassing and contesting of elections thereunder and the collection and enforcement of said license tax and registration fee; exempting motor vehicles owned and

used by the state and counties and municipalities of the state, prescribing the time and manner for the payment of the license tax and registration fee; authorizing the governing body of Lauderdale County to adopt and promulgate rules and regulations necessary for the collection and enforcement of the license tax and registration fee; prohibiting any motor vehicle from using the public highways of Lauderdale County until the license tax and registration fee shall have been paid; providing that the net proceeds of said tax and fee shall be used solely for the purpose of providing additions to, improvements in and equipment for the Eliza Coffee Memorial Hospital or the payment of principal of or interest on any obligations or indebtedness incurred for such purpose and for the payment of said net proceeds to a public hospital corporation in the event said Hospital shall be acquired by such hospital corporation, and repealing all laws in conflict therewith.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Edwards (Escambia)	Hunt	Nettles
Adams (Jefferson)	Edwards (Jefferson)	Johnson (Elmore)	Nolen
Adams (Tallapoosa)	Faulk	Kendall	Oakley
Albea	Ferrell	Kirkham	Pirkle
Ashworth	Franklin	Lackey	Pruitt
Bassett	Gilchrist	Law	Reynolds
Boyd	Gilmer	Lee (Lawrence)	Rodgers
Bradford	Gist	Locke (Choctaw)	Selman
Branyon	Goodwyn	Love	Shumate
Broadfoot	Gregory	McClendon (Chambers)	Simon
Brown (Lamar)	Hain	McKay	Steagall
Burkhalter	Hall	McLendon (Bullock)	Stembridge
Callahan	Haltom	McNider	Stokes
Cornett	Hanby	Martin	Summerlin
Cox	Hardy	Mathews	Taylor
Crook	Harrison	Merrill	Thomas
Davis	Hawkins	Money	Vacca
deGraffenried	Hodges	Murphy	Wood
Dement	Huddleston		

—74

And the bill:

H. 763. To alter, rearrange and extend the boundary lines of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Brooks	DeSear	Goodwyn
Adams (Jefferson)	Brown (Lamar)	Dickson	Gregory
Adams (Tallapoosa)	Burkhalter	Edwards (Escambia)	Grouby
Albea	Callahan	Edwards (Jefferson)	Hain
Ashworth	Cornett	Faulk	Hall
Bassett	Cox	Ferrell	Haltom
Boyd	Crook	Franklin	Hanby
Bradford	Davis	Gilchrist	Hardy
Branyon	deGraffenried	Gilmer	Harrison
Broadfoot	Dement	Gist	Harvey

Hawkins	Lee (Barbour)	Merrill	Shumate
Hodges	Lee (Lawrence)	Money	Simon
Huddleston	Locke (Choctaw)	Murphy	Solomon
Hunt	Locke (Perry)	Nettles	Speaks
Jenkins	Love	Nolen	Stokes
Johnson (Elmore)	McClendon (Chambers)	Oakley	Summerlin
Kelly	McKay	Payne	Taylor
Kendall	McLendon (Bullock)	Pirkle	Thomas
Kirkham	McNider	Pruitt	Vacca
Lackey	Martin	Reynolds	Ward
Law	Mathews	Rodgers	Wood

—84

And the bill:

H. 764. To alter, rearrange and extend the boundary lines of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Kirkham	Oakley
Adams (Jefferson)	Faulk	Lackey	Payne
Adams (Tallapoosa)	Ferrell	Law	Perry
Albea	Franklin	Lee (Barbour)	Pirkle
Ashworth	Gilchrist	Lee (Lawrence)	Pruitt
Bassett	Gilmer	Locke (Choctaw)	Reynolds
Boyd	Gist	Locke (Perry)	Rodgers
Bradford	Goodwyn	Love	Selman
Branyon	Gregory	McClendon (Chambers)	Shumate
Broadfoot	Grouby	McKay	Simon
Brooks	Hain	McLendon (Bullock)	Solomon
Brown (Lamar)	Hall	McNider	Speaks
Burkhalter	Hanby	Martin	Steagall
Cornett	Hardy	Mathews	Stembridge
Cox	Harrison	Mathison	Stokes
Crook	Harvey	Merrill	Summerlin
Davis	Hawkins	Money	Taylor
deGraffenried	Hodges	Murphy	Thomas
Dement	Huddleston	Nettles	Vacca
DeSear	Hunt	Nice	Ward
Dickson	Jenkins	Nolen	Wood
Edwards (Escambia)	Johnson (Elmore)		

—86

And the bill:

H. 767. To amend Act No. 86, Local Acts of the Legislature of Alabama regular session, 1949, providing for the appointment of a deputy Register of the Circuit Court in Equity of Cullman County—Alabama; to prescribe the duties, powers and authority and fix the compensation and salary of such deputy Register and to designate the method of payment and fund from which said compensation and salary is payable. To repeal all laws in conflict with the provisions of this Act, to provide that the partial invalidity of this Act shall not affect the remainder hereof; and to fix the time when this Act shall become effective.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Faulk	Kaul	Oakley
Adams (Jefferson)	Ferrell	Kendall	Payne
Adams (Tallapoosa)	Franklin	Kirkham	Perry
Albea	Gilmer	Lackey	Pirkle
Ashworth	Gist	Law	Pruitt
Bassett	Goodwyn	Lee (Barbour)	Ramey
Boyd	Gregory	Lee (Lawrence)	Reynolds
Bradford	Grouby	Locke (Choctaw)	Roberts
Branyon	Hain	Locke (Perry)	Rodgers
Broadfoot	Hall	McClendon (Chambers)	Selman
Brooks	Hanby	McKay	Shumate
Brown (Lamar)	Hardy	McLendon (Bullock)	Solomon
Burkhalter	Harrison	McNider	Steagall
Cornett	Harvey	Martin	Stembridge
Cox	Hawkins	Mathews	Stokes
Crook	Hodges	Mathison	Summerlin
Davis	Huddleston	Merrill	Taylor
deGraffenried	Hunt	Money	Thomas
Dickson	Jenkins	Nettles	Ward
Edwards (Escambia)	Johnson (Elmore)	Nolen	Wood
Edwards (Jefferson)			

—81

And the bill:

H. 771. To alter, rearrange and extend the boundaries of the City of Eiba in Coffee County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Faulk	Kelly	Payne
Adams (Jefferson)	Ferrell	Kendall	Perry
Adams (Tallapoosa)	Franklin	Kirkham	Pirkle
Albea	Gilchrist	Lackey	Pruitt
Ashworth	Gilmer	Law	Ramey
Bassett	Gist	Lee (Barbour)	Reynolds
Boyd	Goodwyn	Lee (Lawrence)	Roberts
Bradford	Gregory	Locke (Choctaw)	Rodgers
Branyon	Grouby	Locke (Perry)	Selman
Broadfoot	Hain	Love	Shumate
Brooks	Hall	McClendon (Chambers)	Solomon
Brown (Lamar)	Haltom	McKay	Speaks
Burkhalter	Hanby	McLendon (Bullock)	Steagall
Cailahan	Harrison	McNider	Stembridge
Cornett	Harvey	Martin	Stokes
Cox	Hawkins	Mathews	Summerlin
Davis	Hodges	Mathison	Taylor
deGraffenried	Holliman	Merrill	Thomas
Dement	Huddleston	Money	Vacca
Dickson	Hunt	Nettles	Ward
Edwards (Escambia)	Jenkins	Nolen	Wood
Edwards (Jefferson)	Johnson (Elmore)	Oakley	

—87

And the bill:

H. 774. To propose an amendment to the Constitution of Alabama relative to the fees, commissions, percentages, allowances, and compen-

sation of the judge of probate and other county officers of Madison County.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Dickson	Kirkham	Payne
Adams (Jefferson)	Edwards (Escambia)	Lackey	Perry
Adams (Tallahpoosa)	Edwards (Jefferson)	Law	Pirkle
Albea	Faulk	Lee (Barbour)	Pruitt
Ashworth	Ferrell	Lee (Lawrence)	Ramey
Bassett	Franklin	Locke (Choctaw)	Reynolds
Boyd	Gilmer	Locke (Perry)	Roberts
Bradford	Gist	Love	Rodgers
Branyon	Hain	McClendon (Chambers)	Selman
Broadfoot	Hanby	McKay	Shumate
Brooks	Harrison	McLendon (Bullock)	Solomon
Brown (Lamar)	Harvey	McNider	Speaks
Burkhalter	Hawkins	Martin	Steagall
Callahan	Hodges	Mathews	Stembridge
Cornett	Holliman	Mathison	Stokes
Cox	Huddleston	Merrill	Summerlin
Crook	Hunt	Money	Taylor
Davis	Jenkins	Nettles	Thomas
deGraffenried	Johnson (Elmore)	Nice	Vacca
Dement	Kelly	Nolen	Ward
DeSear	Kendall	Oakley	Wood

—84

And the bill:

H. 743. To fix the fee and allowance of the Sheriff of all counties having a population of Five Hundred Thousand (500,000) or more inhabitants according to the last or any subsequent Federal census for serving a summons or other mesne process, except subpoenas for witnesses; repealing conflicting laws:

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Crook	Harrison	Locke (Choctaw)
Adams (Jefferson)	Davis	Harvey	Locke (Perry)
Adams (Tallahpoosa)	deGraffenried	Hodges	Love
Albea	Dement	Holliman	McClendon (Chambers)
Ashworth	Dickson	Huddleston	McKay
Bassett	Edwards (Escambia)	Hunt	McLendon (Bullock)
Boyd	Edwards (Jefferson)	Jenkins	McNider
Bradford	Faulk	Johnson (Elmore)	Mathews
Branyon	Ferrell	Kaul	Mathison
Broadfoot	Franklin	Kelly	Merrill
Brooks	Gilchrist	Kendall	Money
Brown (Lamar)	Gist	Kirkham	Nettles
Burkhalter	Goodwyn	Lackey	Nolen
Callahan	Gregory	Law	Oakley
Cornett	Hall	Lee (Barbour)	Payne
Cox	Hanby	Lee (Lawrence)	Perry

Pirkle	Rodgers	Speaks	Taylor
Pruitt	Selman	Steagall	Thomas
Ramey	Shumate	Stembridge	Vacca
Reynolds	Simon	Stokes	Ward
Roberts	Solomon	Summerlin	Wood

—84

And the bill:

H. 744. To provide for the relief of the Estate of William Henry Tennyson out of the General Fund of Jefferson County, Alabama, and to direct Jefferson County, Alabama to pay to the Administratrix of the Estate of William Henry Tennyson the sum of Three Thousand Dollars (\$3,000.00).

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Lackey	Pirkle
Adams (Jefferson)	Franklin	Law	Pruitt
Adams (Tallapoosa)	Gilchrist	Lee (Barbour)	Ramey
Albea	Gilmer	Lee (Lawrence)	Reynolds
Ashworth	Gist	Locke (Choctaw)	Roberts
Bassett	Goodwyn	Locke (Perry)	Rodgers
Boyd	Gregory	Love	Selman
Bradford	Hain	McClendon (Chambers)	Shumate
Branyon	Hall	McLendon (Bullock)	Simon
Broadfoot	Haltom	McNider	Solomon
Brooks	Hanby	Martin	Speaks
Burkhalter	Harrison	Mathews	Steagall
Cox	Harvey	Mathison	Stembridge
Crook	Hodges	Merrill	Stokes
Davis	Huddleston	Money	Summerlin
deGraffenried	Hunt	Nettles	Taylor
Dement	Jenkins	Nice	Thomas
Dickson	Johnson (Elmore)	Nolen	Vacca
Edwards (Escambia)	Kaul	Oakley	Ward
Edwards (Jefferson)	Kendall	Payne	Wood
Faulk	Kirkham	Perry	

—83

And the bill:

H. 745. To apply to all counties having a population in excess of 500,000 inhabitants, according to the last or any subsequent federal decennial census; providing for the licensing of persons engaged in the business of cleaning septic tanks; imposing license and permit fees; providing for enforcement of the Act and prescribing penalties.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Boyd	Burkhalter	Edwards (Escambia)
Adams (Jefferson)	Bradford	Cox	Edwards (Jefferson)
Adams (Tallapoosa)	Branyon	Crook	Faulk
Albea	Broadfoot	Davis	Ferrell
Ashworth	Brooks	deGraffenried	Franklin
Bassett	Brown (Lamar)	Dement	Gist

Goodwyn	Kendall	Merrill	Selman
Gregory	Lackey	Money	Shumate
Hain	Law	Nettles	Solomon
Hall	Lee (Barbour)	Nice	Speaks
Hanby	Locke (Choctaw)	Nolen	Steagall
Harvey	Locke (Perry)	Oakley	Stembridge
Hodges	Love	Payne	Stokes
Huddleston	McClendon (Chambers)	Perry	Summerlin
Hunt	McKay	Pirkle	Thomas
Jenkins	McNider	Pruitt	Vacca
Johnson (Elmore)	Martin	Ramey	Ward
Kaul	Mathews	Roberts	Wood
Kelly	Mathison	Rodgers	

—75

And the bill:

H. 746. To fix the fee and allowance of the Constables of all counties having a population of Five Hundred Thousand (500,000) or more inhabitants according to the last or any subsequent Federal census for serving any summons or other mesne process, except subpoenas for witnesses, where the amount in controversy is Twenty Dollars (\$20) or more; repealing conflicting laws:

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Ferrell	Kaul	Oakley
Adams (Jefferson)	Franklin	Kelly	Oden
Adams (Tallapoosa)	Gilchrist	Kendall	Payne
Albea	Gilmer	Kirkham	Perry
Bassett	Gist	Lackey	Pirkle
Boyd	Goodwyn	Law	Pruitt
Bradford	Gregory	Lee (Barbour)	Ramey
Branyon	Grouby	Lee (Lawrence)	Reynolds
Broadfoot	Hain	Locke (Choctaw)	Roberts
Brooks	Hall	Locke (Perry)	Rodgers
Brown (Lamar)	Haltom	Love	Selman
Burkhalter	Hanby	McClendon (Chambers)	Shumate
Callahan	Harrison	McKay	Solomon
Cox	Harvey	McNider	Speaks
Crook	Hawkins	Martin	Steagall
Davis	Hodges	Mathews	Stembridge
deGraffenried	Holliman	Mathison	Summerlin
Dement	Huddleston	Merrill	Thomas
Dickson	Hunt	Money	Vacca
Edwards (Escambia)	Jenkins	Nettles	Ward
Edwards (Jefferson)	Johnson (Elmore)	Nolen	Wood
Faulk			

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### H. 657 POSTPONED

On motion of Mr. Lackey, consideration of the bill, H. 657, was postponed until the twenty-third legislative day.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Ashworth	Branyon	Brown (Lamar)
Adams (Jefferson)	Bassett	Broadfoot	Burkhalter
Albea	Boyd	Brooks	Callahan

Cox	Hall	Lee (Lawrence)	Pruitt
Crook	Haltom	Locke (Choctaw)	Ramey
Davis	Hanby	Locke (Perry)	Reynolds
deGraffenried	Harrison	McKay	Roberts
Dement	Hawkins	McLendon (Bullock)	Rodgers
Dickson	Hodges	McNider	Selman
Edwards (Escambia)	Holliman	Mathews	Shumate
Edwards (Jefferson)	Huddleston	Mathison	Solomon
Faulk	Hunt	Merrill	Speaks
Ferrell	Jenkins	Money	Steagall
Franklin	Johnson (Elmore)	Nettles	Stembridge
Gilchrist	Kaul	Nice	Summerlin
Gilmer	Kelly	Nolen	Taylor
Gist	Kendall	Oakley	Thomas
Goodwyn	Kirkham	Oden	Vacca
Gregory	Lackey	Payne	Ward
Grouby	Law	Perry	Wood
Hain	Lee (Barbour)	Pirkle	

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## MESSAGE FROM THE GOVERNOR

To the House of Representatives  
State Capitol  
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor.

Respectfully submitted,

RALPH HAMMOND,  
Executive Secretary.

JULY 23, 1957

To the House of Representatives  
State Capitol  
Montgomery, Alabama

Gentlemen:

There is before this Body on the calendar today House Bill 549, repealing Act No. 539. This Act was passed by the 1953 Legislature and approved on September 9, 1953.

Act 539 is an act that endangers the value of every life insurance policy issued in Alabama. In the past, Alabama has had an outstanding national reputation as an insurance state. Today Alabama is the third ranking state in the nation in the number of domestic, home office insurance companies. Alabama must maintain its reputation as a sound insurance state and insure to the world that every policy issued under the laws of the State of Alabama shall be safe and sound down through the years.

Therefore, I ask unanimous consent of the House for a third reading and immediate passage of House Bill No. 549.

Respectfully,

JAMES E. FOLSOM,  
Governor.

## GOVERNOR'S MESSAGE

Received, read and filed.



## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Givhan:

S. J. R. 58. WHEREAS the Legislature of the State of Alabama is determined to maintain and defend the Constitution of the United States and the Constitution of this State against every attempt, whether foreign or domestic, to undermine and destroy the fundamental principles embodied in the basic laws by which the liberty of the people and the sovereignty of the States in their proper spheres have been protected and assured; and

WHEREAS, the fight against the South by the Northeast did not begin with the firing on Fort Sumter, nor did it end at Appomattox. But it began in 1803 when a Southern president, Thomas Jefferson, negotiated the purchase of the Louisiana Territory, and this fight still continues; and

WHEREAS, in every war in which this nation has engaged except the War Between the States, the red heart of Dixie has been the first to respond to the call. And we are proud of our Washington, Jackson, Taylor, Wheeler, Hobson and Bullard, and millions of their comrades, and we wonder what might have been the fate of this nation without their patriotic and heroic efforts; and

WHEREAS, this nation was founded by the people of the South for the most part. The oratory of Patrick Henry aroused the colonies to resistance; Jefferson wrote the Declaration of Independence; Washington commanded the army that won the victories and presided over the convention that framed our Constitution and became our first president. Each and every expansion of this nation on the continent of North America was under the leadership of Southern statesmen and in the face of vigorous opposition from the leaders of the Northeast and of New England, excepting the purchase of Alaska by Secretary Seward in 1867. Governor Patrick Henry of Virginia, during the war, sent George Rogers Clark, with a body of Virginia troops into the Northwest Territory lying northwest of Virginia and north of the Ohio River and extending to the Great Lakes, and he quickly scattered or captured the British garrisons in that area, and it became Virginia's property by right of conquest. Virginia generously ceded it to the Federal Government to induce the smaller States to approve the Constitution and come into the Union, and out of it were carved the States of Ohio, Indiana, Illinois, Michigan, and Wisconsin. Virginia ceded the territory from which came to be the State of Kentucky. Jefferson, with Monroe as his minister, negotiated the purchase from France of the Louisiana Territory from which 15 great States were carved, and representatives in Congress from Massachusetts vigorously opposed that purchase. Tyler of Virginia secured a settlement of the Oregon country with England which gave this nation a clear title to what is known as Oregon, Washington, and Idaho. Texas, California, New Mexico, and Arizona were acquired under the Southern leadership of James K. Polk. It was during the administration of Tyler, a Virginia statesman, that the Northeast boundary between Maine, New Hampshire, and Canada was satisfactorily settled. During all these years of growth and expansion under Southern leadership, the warfare upon the South which began at the time of the Louisiana Purchase was relentlessly waged by the New England States. The Negro was but an incident, and the Civil War an episode in a war that began with the Louisiana Purchase and is still being waged against us; and

WHEREAS, during the tragic era under the administration of U. S. Grant when the radical governor of Mississippi appealed to the president

to send troops into Mississippi, the then Attorney General Poindexter advised the president that under Section Four of Article Four of the United States Constitution he had no right to do so without an application of the legislature of the State concerned; and

WHEREAS, these iniquitous and infamous Civil Rights bills now before the Senate would go further to hurt and ruin the South than even Grant would go during the tragic era; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the members of this body, individually and collectively, condemn the actions of some of the representatives of the great States of the Northeast, the Middlewest, and the West in their efforts to impose on the people of the South a measure that would deprive them of their liberty and deny them their common law rights; and we do hereby express our sincere thanks and grateful appreciation to the leaders who are fighting this iniquitous Civil Rights bill, from whatever section they may come, and of whatever party, and count them as patriots and lovers of liberty and constitutional government, along with the men who stood with Washington at Yorktown, Jackson at New Orleans, and Travis at the Alamo; and we especially commend and express our thanks to Alabama's Senators and Representatives in the Congress of the United States for their stalwart stand, and urge them to continue their efforts to defeat these reprehensible measures.

Resolved further, that a copy of this resolution be sent to each member of Alabama's delegation in Congress, as well as to each of the following distinguished members of the Congress of the United States who have so ably expressed their views on the issues involved in the great controversy now pending:

Hon. Karl E. Mundt, of South Dakota;

Hon. Joseph C. O'Mahoney, of Wyoming;

Hon. Noah H. Mason, of Illinois.

J. E. SPEIGHT,  
Secretary.

#### SENATE MESSAGE

On motion of Mr. Gilmer the rules were suspended and the House concurred in and adopted the S. J. R. 58 set out in the above and foregoing Message from the Senate.

Yeas 96; Nays 0.

Yeas:

Mr. Speaker	Brown (Lee)	Edwards (Jefferson)	Hanby
Adams (Jefferson)	Burkhalter	Faulk	Hardy
Adams (Tallapoosa)	Callahan	Ferrell	Harrison
Albea	Cornett	Franklin	Harvey
Ashworth	Cox	Gilchrist	Hawkins
Bassett	Crook	Gilmer	Hodges
Boyd	Davis	Gist	Holliman
Bradford	Dawkins	Goodwyn	Huddleston
Branyon	deGraffenried	Gregory	Hunt
Brewer	Dement	Grouby	Jenkins
Broadfoot	DeSear	Hain	Johnson (Elmore)
Brooks	Dickson	Hall	Kaul
Brown (Lamar)	Edwards (Escambia)	Haltom	Kelly

Kendall	McNider	Perry	Speaks
Kirkham	Martin	Pirkle	Steagall
Lackey	Mathews	Pruitt	Stembridge
Lee (Barbour)	Mathison	Ramey	Stokes
Lee (Lawrence)	Merrill	Reynolds	Summerlin
Locke (Choctaw)	Murphy	Roberts	Taylor
Locke (Perry)	Nettles	Rodgers	Thomas
Love	Nolen	Selman	Tyson
McClendon (Chambers)	Oakley	Shumate	Vacca
McKay	Oden	Simon	Ward
McLendon (Bullock)	Payne	Solomon	Wood

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## RESOLUTION

The following resolution was introduced:

By Messrs. Kendall, Hare, Summerlin and Fite:

H. J. R. 69. WHEREAS, in the recent death of W. W. Garrett of Monroe County the State of Alabama suffered the loss of an outstanding citizen and

WHEREAS, during his sixteen years of outstanding service in both Houses of this Legislature he conceived, promoted, and brought into being our fine system of Regional Agricultural Coliseums together with the magnificent Alabama State Coliseum in the Capitol City of Montgomery and

WHEREAS, these valuable additions to our agricultural economy would never have been erected without the strength of his purpose and the force of his personality

BE IT RESOLVED BY THE HOUSE, THE SENATE CONCURRING that the Commissioner of Agriculture of the State of Alabama be and is hereby memorialized to cause to be hung in a prominent place in the Alabama State Coliseum in the City of Montgomery, a portrait of the late W. W. Garrett, with an explanatory plaque attached thereto.

BE IT FURTHER RESOLVED that copies of this resolution be furnished to the family of the late W. W. Garrett and to the members of the State Board of Agriculture.

On motion of Mr. Kendall the rules were suspended and H. J. R. 69 was adopted.

Yeas 90; Nays 0.

## Yeas:

Mr. Speaker	Callahan	Goodwyn	Jenkins
Adams (Jefferson)	Crook	Grouby	Johnson (Elmore)
Adams (Tallapoosa)	Davis	Hain	Kaul
Albea	Dawkins	Hall	Kelly
Ashworth	deGraffenried	Haltom	Kendall
Bassett	Dement	Hanby	Kirkham
Boyd	DeSear	Hardy	Lee (Barbour)
Bradford	Dickson	Hare	Lee (Lawrence)
Branyon	Edwards (Escambia)	Harrison	Locke (Choctaw)
Brewer	Faulk	Harvey	Locke (Perry)
Broadfoot	Ferrell	Hawkins	Love
Brooks	Franklin	Hodges	McClendon (Chambers)
Brown (Lamar)	Gilchrist	Holliman	McKay
Brown (Lee)	Gilmer	Huddleston	McLendon (Bullock)
Burkhalter	Gist	Hunt	McNider

Martin	Oakley	Rodgers	Stembridge
Mathews	Oden	Selman	Stokes
Mathison	Payne	Shumate	Summerlin
Money	Perry	Simon	Taylor
Murphy	Pirkle	Solomon	Thomas
Nettles	Pruitt	Speaks	Vacca
Nice	Ramey	Steagall	Wood
Nolen	Reynolds		

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## BILLS ON THIRD READING RESUMED

H. 619. To authorize Alabama Highway Authority to finance, by the issuance of its bonds not exceeding \$20,000,00 in principal amount, the State of Alabama's share of the cost of the construction, reconstruction and improvement of public highways and bridges in the state with respect to which funds may be apportioned to the state under the provisions of any statute of the United States, said bonds to be in addition to those heretofore issued by said Authority; to provide that bonds issued under this act and the income therefrom shall be exempt from taxation, and that said bonds may be used to secure deposits of funds of the state and its instrumentalities and agencies and for investment of trust funds, and shall not create an obligation or debt of the state; to provide that said bonds may thereafter be refunded by the issuance of refunding bonds; to provide for the disposition of the proceeds of the sale of said bonds; to make appropriation and pledge of funds necessary to pay the principal of and interest on said bonds; to authorize said Authority to pledge such funds for payment of the principal of and interest on said bonds; and to provide that such principal and interest shall be payable solely from such funds, but that said bonds will nevertheless constitute negotiable instruments.

Was taken up.

Mr. Adams (Tallapoosa) offered the following amendment to the bill, H. 619:

## AMENDMENT TO H. B. 619

Amend H. B. 619 by adding the following at the end of Section 5:

"Notwithstanding the pledges and provisions hereinabove set out in this section, it is provided that two-thirds of the three-sevenths of the proceeds of the State Gasoline Excise Tax covered into the treasury to the credit of the public road and bridge fund under said Section 656 of Title 51 of the Code of Alabama of 1940, as amended, shall be used for the payment of the principal of and the interest on public road and bridge bonds heretofore or hereafter issued by the State or any agency or instrumentality of the state government; and that any residue remaining after the payment of such principal and interest shall be used solely for the purpose of paying the State's share of the cost of the construction, reconstruction, and improvement of the public highways and bridges in the State (including the acquisition of property necessary for such construction, reconstruction, and improvement), with respect to which moneys may be allocated or apportioned to the State under laws of the United States."

On motion of Mr. deGraffenried the amendment offered by Mr. Adams (Tallapoosa) was laid upon the table.

Yeas 70; Nays 27.

Yeas:

Mr. Speaker	Bradford	Broadfoot	Burkhalter
Ashworth	Branyon	Brooks	Callahan
Bassett	Brewer	Brown (Lamar)	Cox

Davis	Hanby	Love	Shumate
Dawkins	Hare	McNider	Simon
deGraffenried	Harvey	Martin	Solomon
Dement	Hawkins	Mathews	Speaks
DeSear	Hodges	Mathison	Steagall
Dickson	Holliman	Merrill	Stembridge
Edwards (Escambia)	Huddleston	Money	Stokes
Ferrell	Hunt	Murphy	Summerlin
Franklin	Jenkins	Oden	Taylor
Gilchrist	Kelly	Payne	Thomas
Gist	Kendall	Ramey	Tyson
Gregory	Kirkham	Reynolds	Vacca
Grouby	Law	Roberts	Ward
Hall	Lee (Barbour)	Selman	Wood
Haltom	Lee (Lawrence)		

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*Nays:*

Messrs.:	Crook	Johnson (Elmore)	Nolen
Adams (Jefferson)	Edwards (Jefferson)	Kaul	Oakley
Adams (Tallapoosa)	Gilmer	Lackey	Perry
Albea	Goodwyn	McKay	Pirkle
Boyd	Hain	McLendon (Bullock)	Pruitt
Brown (Lee)	Hardy	Nettles	Richardson
Cornett	Harrison	Nice	Rodgers

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Mr. Adams (Tallapoosa) offered the following amendment to the bill, H. 619:

## AMENDMENT TO H. B. 619

Amend H. B. 619 by inserting the words "one-half of" at the following places in the title and the body of the bill:

(a) between the comma following the word "amount" and the word "the," where they appear together in line 3 of the title of the bill;

(b) between the words "pay" and "the," where they appear together in line 10 of Section 1;

(c) between the words "supplying the," which appear in lines 4 and 5 of Section 2; and

(d) between the word "paying," which appears at the end of line 7 of Section 4, and the word "the," which appears at the beginning of line 8 of Section 4.

Also, strike from Section 4 the proviso at the end of the first sentence of the section, which proviso reads "provided, however, that if such action shall be necessary in order to comply with any federal legislation relating to federal aid in highway and bridge construction, the corporation may authorize the State Highway Department to expend directly any portion of such proceeds for payment of the state's share of any such construction, reconstruction and improvement," and substitute in lieu thereof the following:

"and the remaining one-half of the state's share of any such construction, reconstruction, and improvement shall be paid from the current operating funds accruing each year to the State Highway Department."

On motion of Mr. deGraffenried the amendment offered by Mr. Adams (Tallapoosa) was laid upon the table.

Yeas 69; Nays 28.

Yeas:

Mr. Speaker	Edwards (Escambia)	Jenkins	Reynolds
Ashworth	Ferrell	Kelly	Roberts
Bassett	Franklin	Kirkham	Selman
Bradford	Gilchrist	Law	Shumate
Branyon	Gist	Lee (Barbour)	Simon
Brewer	Gregory	Lee (Lawrence)	Solomon
Broadfoot	Grouby	Love	Speaks
Brooks	Hall	McNider	Steagall
Brown (Lamar)	Haltom	Martin	Stembridge
Burkhalter	Hanby	Mathews	Stokes
Callahan	Hare	Mathison	Summerlin
Cox	Harvey	Merrill	Taylor
Davis	Hawkins	Money	Thomas
Dawkins	Hodges	Murphy	Tyson
deGraffenried	Holliman	Oden	Vacca
Dement	Huddleston	Payne	Ward
DeSear	Hunt	Ramey	Wood
Dickson			

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Nays:

Messrs.:	Edwards (Jefferson)	Kaul	Nolen
Adams (Jefferson)	Gilmer	Kendall	Oakley
Adams (Tallapoosa)	Goodwyn	Lackey	Perry
Albea	Hain	McKay	Pirkle
Boyd	Hardy	McLendon (Bullock)	Fruitt
Brannan	Harrison	Nettles	Richardson
Brown (Lee)	Johnson (Elmore)	Nice	Rodgers
Cornett			

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Mr. Nettles offered the following substitute for the bill, H. 619:

#### SUBSTITUTE FOR HOUSE BILL 619

#### A BILL TO BE ENTITLED AN ACT

To authorize Alabama Highway Authority to finance, by the issuance of its bonds not exceeding \$20,000,000 in principal amount, the State of Alabama's share of the cost of construction, reconstruction and improvement of public highways and bridges in the state with respect to which funds may be apportioned to the state under the provisions of any statute of the United States, said bonds to be in addition to those heretofore issued under this act and the income therefrom shall be exempt from taxation, and that said bonds may be used to secure deposits of funds of the state and its instrumentalities and agencies and for investment of trust funds, and shall not create an obligation or debt of the state; to provide that said bonds may thereafter be refunded by the issuance of refunding bonds; to provide for the disposition of the proceeds of the sale of said bonds; to make appropriation and pledge of funds necessary to pay the principal of and interest on said bonds; to authorize said authority to pledge such funds for payment of the principal of and interest on said bonds; and to provide that such principal and interest shall be payable solely from such funds, but that said bonds will nevertheless constitute negotiable instruments.

Be It Enacted by the Legislature of Alabama:

Section 1. When authorized by a vote of the people at an election hereinafter provided for Alabama Highway Authority (herein called

"the corporation"), which was heretofore incorporated pursuant to the provisions of Act No. 43 adopted at the First Special Session of 1955 of the Legislature of Alabama (herein called "the 1955 Act"), may issue bonds not exceeding \$20,000,000 in principal amount, in addition to those heretofore issued by it under the 1955 Act, for the purpose of providing funds to pay the share of the State of Alabama (herein called "the state") of the cost of the construction, reconstruction and improvement of public highways and bridges in the state, with respect to which funds may hereafter be allocated or apportioned to the state under the provisions of the Federal Aid Highway Act of 1956 or any other statute of the United States heretofore or hereafter enacted, and thereafter to refund any bonds issued hereunder. This act shall be liberally construed in conformity with the said purpose.

Section 2. Authorization of the Bonds. In addition to all powers heretofore conferred on it, the corporation shall have the power, and is hereby authorized and empowered, to borrow money for the purpose of supplying the state's share of the cost of construction, reconstruction and improvement of public highways and bridges in the state with respect to which moneys may hereafter be allocated or apportioned to the state under the Federal Aid Highway Act of 1956 or any other law of the United States now in effect or hereafter enacted, and in evidence of such borrowing to sell and issue its bonds not exceeding \$20,000,000 in aggregate principal amount and to refund any thereof by the issuance of refunding bonds (any such bonds, including refunding bonds, being hereinafter collectively referred to as "the bonds"); and as security for payment of the principal of and the interest on the bonds to pledge the proceeds of the appropriations and pledges herein provided for.

Section 3. Details Respecting the Bonds. The bonds shall be signed and attested in the manner provided in the 1955 Act for bonds of the corporation. The bonds may be executed and delivered by the corporation at any time and from time to time, shall be in such form and denominations and of such tenor and maturities, shall bear such rate or rates of interest payable and evidenced in such manner, may contain provisions for redemption prior to maturity, and may contain other provisions not inconsistent herewith, all as may be provided by the resolution or resolutions of the board of directors of the corporation whereunder the bonds are authorized to be issued; provided, that none of the bonds shall have a specified maturity date later than twenty years after its date. Any of the bonds having a specified maturity date more than five years after its date shall be made subject to redemption at the option of the corporation at the end of the fifth year after its date and on any interest payment date thereafter under such terms and conditions as may be provided in the resolution under which such bond is authorized to be issued. Any of the bonds may be sold from time to time as said board of directors may deem advantageous; provided, that none of the bonds shall be issued in any instance where the aggregate of the principal thereof and the interest thereon maturing during any fiscal year of the State of Alabama, when added to the total principal and interest maturing during the same fiscal year with respect to all bonds of the corporation then outstanding (including all bonds issued under the 1955 Act and all bonds issued under this act) exceeds fifty per centum of the sum of the following, as such sum shall be certified by the Commissioner of Revenue of the State of Alabama: (1) the amount of the funds pledged and appropriated in subsection (A) of Section 9 of the 1955 Act collected by the State of Alabama during the fiscal year next preceding the fiscal year during which such bonds shall be issued; and (2) two twenty-firsts (2/21) of the proceeds of the gasoline tax levied under Section 647 of Title 51 of the Code of Alabama of 1940, as amended, collected by the State of Alabama during the fiscal year next preceding the fiscal year during which such bonds shall be issued. The bonds must

be sold only at public sale, either on sealed bids or at public auction, to the bidder whose bid reflects the lowest net interest cost, not to exceed 4%, to the corporation for the bonds being sold, computed to their respective maturities; provided, that if no bid acceptable to the corporation is received it may reject all bids. Notice of each such sale shall be given by publication in either a financial journal or a financial newspaper published in the City of New York, New York, and also by publication in a daily newspaper published in the State of Alabama, each of which notices must be published at least one time not less than ten days prior to the date fixed for the sale. The Board of Directors may fix the terms and conditions under which each such sale may be held; provided, that none of the bonds may be sold for a price less than the face value thereof; and provided further, that such terms and conditions shall not conflict with any of the requirements of this act. Subject to the provisions and limitations contained in this act, the corporation may from time to time sell and issue refunding bonds for the purpose of refunding any matured or unmatured bonds of the corporation issued under this act and then outstanding. Approval by the Governor of Alabama of the terms and conditions under which any of the bonds may be issued shall be requisite to their validity such approval shall be entered on the minutes of the respective meetings of the board of directors at which any of the bonds are authorized, and shall be signed by the Governor. Such approval by the Governor may be shown on any of the bonds by his facsimile signature when authorization thereof is contained in the said approval signed by him. The corporation may pay out of the proceeds from the sale of any of the bonds all expenses, including fees of fiscal agents and attorneys and other charges, which said board of directors may deem necessary and advantageous in connection with the issuance of such bonds. The bonds shall not be general obligations of the corporation but shall be payable solely out of the funds appropriated and pledged therefor in Section 4 hereof. As security for the payment of the principal of and interest on any bonds issued by it hereunder, the corporation is hereby authorized and empowered to pledge for payment of such principal and interest the funds that are appropriated and pledged in Section 4 hereof for payment of said principal and interest. All such pledges made by the corporation shall take precedence in the order of the adoption of the resolutions containing such pledges. All contracts made and all bonds issued by the corporation pursuant to the provisions of this act shall be solely and exclusively obligations of the corporation and shall not be an obligation or debt of the State of Alabama. The bonds shall be construed to be negotiable instruments although payable solely from a specified source, as herein provided. The bonds and the income therefrom shall be exempt from all taxation in the State of Alabama. Any of the bonds may be used by the holder thereof as security for any funds belonging to the State or to any instrumentality or agency of the state in any instance where security for such deposits may be required by law. Unless otherwise directed by the court having jurisdiction thereof, or by the document that is the source of authority, a trustee, executor, administrator, guardian, or one acting in any other fiduciary capacity may, in addition to any other investment powers conferred by law and with the exercise of reasonable business prudence invest trust funds in any of the bonds. Neither a public hearing nor consent by the State Department of Finance or any other department or agency shall be a prerequisite to the issuance of any of the bonds by the corporation.

Section 4. Proceeds of Bonds. The proceeds of any of the bonds, other than refunding bonds, remaining after paying the expenses of their issuance, shall be turned into the treasury, shall be carried in a fund to be known as the Highway Authority Federal Aid Matching Fund, and shall not be mingled or commingled with any other funds belonging to the public road and bridge fund or any other funds of the Highway Department, and shall be subject to be drawn on by the corporation, upon



the approval of the State Highway Department and the Governor, but solely for the purpose of paying the state's share of the cost of construction, reconstruction and improvement of public highways and bridges in the state (including the acquisition of property necessary for such construction, reconstruction and improvement), with respect to which moneys may hereafter be allocated or apportioned to the state under the Federal Aid Highway Act of 1956 or any other law of the United States now in effect or hereafter enacted; provided however, that if such action shall be necessary in order to comply with any federal legislation relating to federal aid in highway and bridge construction, the corporation may authorize the State Highway Department to expend directly any portion of such proceeds for payment of the state's share of any construction, reconstruction and improvement. The proceeds from the sale of any refunding bonds issued by the corporation under this act remaining after paying the expenses of their issuance shall be used only for the purpose of refunding the principal of bonds of the corporation theretofore issued under this act and then outstanding and of paying any premium that may be necessary to be paid in order to redeem or retire the bonds to be refunded. The provisions of the 1955 Act with respect to highway and bridge construction, the letting and approval of contracts therefor, the supervision of construction work, the making of rules and regulations for protection of public ways and of the traveling public shall apply to the highways and bridges constructed, reconstructed and improved out of the proceeds from the bonds; provided, however, that said provisions shall so apply only to the extent that they are not in conflict with any federal legislation, regulation or requirement relating to federal aid in highway and bridge construction.

Section 5. Revenues of the Corporation. For the purpose of providing funds to enable the corporation to pay the principal of and interest on any bonds issued by it under the provisions of this act, and to accomplish the purposes and objects of its creation, there hereby are irrevocably pledged to such purpose and appropriated so much as may be necessary for such purpose of the following: (A) the residue of the receipts collected by the State from the Gasoline Excise Tax originally levied by Act No. 5 adopted at the 1927 Session of the Legislature of Alabama and approved January 25, 1927 (being a portion of the tax levied under Section 647 of Title 51, of the Code of Alabama of 1940, as amended, and being that part of said tax referred to in subsection (a) of Section 656 of Title 51 of the Code of Alabama of 1940, as amended), after there shall have been taken therefrom the amount necessary for the purposes specified in clauses (1) and (3) of subsection (a) of said Section 656 as amended, and the amount necessary to pay the principal of and interest on bonds of the corporation heretofore issued under the 1955 Act, as said principal and interest shall respectively mature; and (B) the residue of the revenues collected by the state from that portion of the Gasoline Excise Tax, levied under Section 647 of Title 51 of the Code of Alabama 1940, as amended, that is referred to in subsection (b) of said Section 656, as amended, after there shall have been taken therefrom the amount necessary to pay the principal of and interest on bonds of the corporation heretofore issued under the 1955 Act, as said principal and interest shall respectively mature. All moneys hereby appropriated and pledged shall constitute a sinking fund for the purpose of paying the principal of and the interest on the bonds.

Section 6. State Treasurer to Disburse Funds. Out of the revenues appropriated and pledged in Section 4 hereof, the State Treasurer is authorized and directed to pay the principal of and interest on the bonds, as such principal and interest shall respectively mature, and he is further authorized and directed to set up and maintain appropriate records pertaining thereto.

Section 7. The election referred to in Section One hereof shall be held on the first Tuesday which occurs 90 days after the final adjournment of the present session of the legislature, and shall be held in all respects in the same manner as other state elections are held. If at said election a majority of the voters voting therein vote in favor of the bond issue hereinabove provided for, then the corporation may issue said bond. In the event a majority of the voters voting at said election do not favor the issuance of said bond, then in that event this act shall be null and void. The ballot to be issued in said election shall be in the following form:

"Do you favor the issuance of \$20,000,000 of bond by the Alabama Highway Authority for public road and bridge construction and improvement? Yes ( ) No ( )

Section 8. Severability Clause. In the event any section, sentence, clause or provision of this act shall be declared invalid by any court of competent jurisdiction, such action shall not affect the validity of the remaining sections, sentences, clauses, or provisions of this act, which shall continue effective.

On motion of Mr. deGraffenried the substitute offered by Mr. Nettles was laid upon the table.

Yeas 63; Nays 28.

**Yeas:**

Mr. Speaker	Gilchrist	Kendall	Selman
Bassett	Gist	Lee (Barbour)	Shumate
Branyon	Gregory	Lee (Lawrence)	Simon
Brewer	Grouby	Love	Solomon
Broadfoot	Hall	McNider	Speaks
Brooks	Haltom	Martin	Steagall
Brown (Lamar)	Hanby	Mathews	Stembridge
Burkhalter	Hare	Mathison	Stokes
Callahan	Harvey	Merrill	Summerlin
Cox	Hawkins	Money	Taylor
Dawkins	Hodges	Murphy	Thomas
deGraffenried	Holliman	Oden	Tyson
Dement	Huddleston	Payne	Vacca
Edwards (Escambia)	Hunt	Ramey	Ward
Ferrell	Jenkins	Reynolds	Wood
Franklin	Kelly	Roberts	

—63

**Nays:**

Messrs.:	Cornett	Hardy	Nice
Adams (Jefferson)	Crook	Harrison	Nolen
Adams (Tallapoosa)	Dickson	Kaul	Oakley
Albea	Edwards (Jefferson)	Lackey	Perry
Ashworth	Gilmer	McKay	Pruitt
Boyd	Goodwyn	McLendon (Bullock)	Richardson
Bradford	Hain	Nettles	Rodgers
Brown (Lee)			

—28

Mr. Ashworth offered the following amendment to the bill, H. 619:

**AMENDMENT TO H. B. 619**

Amend H. B. 619 by striking out the figure "\$20,000,000," wherever it appears in the title and the body of the bill, and substituting therefor the figure "\$10,000,000."

On motion of Mr. deGraffenried the amendment offered by Mr. Ashworth was laid upon the table.

Yeas 63; Nays 29.

Yeas:

Mr. Speaker	Ferrell	Kelly	Selman
Bassett	Franklin	Lee (Barbour)	Shumate
Bradford	Gilchrist	Lee (Lawrence)	Simon
Branyon	Gist	Love	Solomon
Brewer	Gregory	McNider	Speaks
Broadfoot	Grouby	Martin	Steagall
Brooks	Hall	Mathews	Stembridge
Brown (Lamar)	Haltom	Mathison	Stokes
Burkhalter	Hanby	Merrill	Summerlin
Callahan	Harvey	Money	Taylor
Cox	Hawkins	Murphy	Thomas
Davis	Hodges	Nolen	Tyson
Dawkins	Holliman	Oden	Vacca
deGraffenried	Huddleston	Payne	Ward
Dement	Hunt	Ramey	Wood
Edwards (Escambia)	Jenkins	Reynolds	

—63

Nays:

Messrs.:	Cornett	Harrison	Nettles
Adams (Jefferson)	Crook	Johnson (Elmore)	Nice
Adams (Tallapoosa)	Dickson	Kaul	Oakley
Albea	Edwards (Jefferson)	Kendall	Perry
Ashworth	Gilmer	Lackey	Pruitt
Boyd	Goodwyn	Locke (Perry)	Richardson
Brannan	Hain	McKay	Rodgers
Brown (Lee)	Hardy		

—29

And said bill, H. 619, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 77; Nays 23.

Yeas:

Mr. Speaker	Faulk	Kendall	Pirkle
Adams (Jefferson)	Ferrell	Kirkham	Ramey
Ashworth	Franklin	Lackey	Reynolds
Bassett	Gilchrist	Law	Roberts
Bradford	Gist	Lee (Barbour)	Selman
Brannan	Gregory	Lee (Lawrence)	Shumate
Branyon	Grouby	Locke (Choctaw)	Simon
Brewer	Hall	Locke (Perry)	Solomon
Broadfoot	Haltom	Love	Speaks
Brooks	Hanby	McNider	Steagall
Brown (Lamar)	Hare	Martin	Stembridge
Burkhalter	Harvey	Mathews	Stokes
Callahan	Hawkins	Mathison	Summerlin
Cox	Hodges	Merrill	Taylor
Davis	Holliman	Money	Thomas
Dawkins	Huddleston	Murphy	Tyson
deGraffenried	Hunt	Nolen	Vacca
Dement	Jenkins	Oden	Ward
DeSear	Kelly	Payne	Wood
Edwards (Escambia)			

—77

*Nays:*

Messrs.:	Dickson	Harrison	Nice
Adams (Tallapoosa)	Edwards (Jefferson)	Johnson (Elmore)	Oakley
Albea	Gilmer	Kaul	Perry
Boyd	Goodwyn	McKay	Pruitt
Brown (Lee)	Hain	McLendon (Bullock)	Richardson
Cornett	Hardy	Nettles	Rodgers

—23

And the bill:

H. 751. To fix the salary of the State Highway Director.

Was taken up.

Mr. Richardson offered the following amendment to the bill, H. 751:

#### AMENDMENT TO H. B. 751

Amend H. B. 751 by striking out the word "eighteen" in line 2 of Section 1 of said bill and inserting in lieu thereof the word "fifteen".

The motion of Mr. Fite to lay on the table the amendment offered by Mr. Richardson was lost.

Yeas 40; Nays 54.

*Yeas:*

Mr. Speaker	Edwards (Escambia)	Lee (Barbour)	Simon
Bassett	Ferrell	Lee (Lawrence)	Solomon
Brewer	Goodwyn	Mathews	Steagall
Broadfoot	Hall	Mathison	Stembridge
Brown (Lamar)	Haltom	Money	Stokes
Burkhalter	Hanby	Murphy	Taylor
Callahan	Hare	Oden	Tyson
Cox	Harrison	Reynolds	Vacca
Davis	Hawkins	Selman	Ward
Dement	Kelly	Shumate	Wood

—40

*Nays:*

Messrs.:	Edwards (Jefferson)	Jenkins	Nettles
Adams (Jefferson)	Faulk	Johnson (Elmore)	Nice
Adams (Tallapoosa)	Franklin	Kendall	Nolen
Albea	Gilchrist	Kirkham	Oakley
Ashworth	Gilmer	Lackey	Payne
Boyd	Gist	Law	Perry
Brooks	Gregory	Locke (Choctaw)	Pirkle
Brown (Lee)	Grouby	Locke (Perry)	Pruitt
Cornett	Hain	Love	Richardson
Crook	Hardy	McKay	Rodgers
Dawkins	Harvey	McLendon (Bullock)	Speaks
deGraffenried	Hodges	McNider	Summerlin
DeSear	Huddleston	Martin	Thomas
Dickson	Hunt	Merrill	

—54

And the question was upon the adoption of the amendment offered by Mr. Richardson to the bill, H. 751, and said amendment was adopted.

Yeas 87; Nays 7.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Hunt	Oden
Adams (Jefferson)	Faulk	Jenkins	Payne
Adams (Tallapoosa)	Ferrell	Johnson (Elmore)	Perry
Albea	Franklin	Kelly	Pirkle
Ashworth	Gilchrist	Kendall	Pruitt
Bassett	Gilmer	Lackey	Ramey
Boyd	Gist	Law	Reynolds
Bradford	Goodwyn	Lee (Lawrence)	Richardson
Brannan	Gregory	Locke (Choctaw)	Roberts
Brewer	Grouby	Locke (Perry)	Rodgers
Broadfoot	Hain	McLendon (Bullock)	Simon
Brooks	Hall	McNider	Speaks
Brown (Lamar)	Haltom	Martin	Steagall
Brown (Lee)	Hanby	Mathews	Stembridge
Callahan	Hardy	Mathison	Summerlin
Cox	Hare	Merrill	Taylor
Crook	Harrison	Money	Thomas
Davis	Harvey	Murphy	Tyson
deGraffenried	Hawkins	Nettles	Vacca
Dement	Hodges	Nice	Ward
DeSear	Holliman	Nolen	Wood
Edwards (Escambia)	Huddleston	Oakley	

—87

Nays:

Messrs.:	Dawkins	Lee (Barbour)	Solomon
Cornett	Dickson	McKay	Stokes

—7

And the bill, H. 751, as amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 77; Nays 19.

Yeas:

Mr. Speaker	Faulk	Huddleston	Oden
Adams (Jefferson)	Ferrell	Hunt	Payne
Bassett	Franklin	Jenkins	Perry
Boyd	Gilchrist	Kelly	Pirkle
Bradford	Gilmer	Kendall	Ramey
Brannan	Goodwyn	Lackey	Reynolds
Brewer	Gregory	Law	Roberts
Broadfoot	Grouby	Lee (Lawrence)	Selman
Brooks	Hain	Locke (Choctaw)	Shumate
Brown (Lamar)	Hall	Locke (Perry)	Simon
Brown (Lee)	Haltom	McNider	Solomon
Burkhalter	Hanby	Martin	Steagall
Callahan	Hardy	Mathews	Stembridge
Cox	Hare	Mathison	Stokes
Davis	Harrison	Merrill	Taylor
deGraffenried	Harvey	Money	Tyson
Dement	Hawkins	Murphy	Vacca
DeSear	Hodges	Nice	Ward
Edwards (Escambia)	Holliman	Nolen	Wood
Edwards (Jefferson)			

—77

Nays:

Messrs.:	Dawkins	Love	Richardson
Albea	Dickson	McKay	Rodgers
Ashworth	Johnson (Elmore)	McLendon (Bullock)	Speaks
Cornett	Kirkham	Nettles	Summerlin
Crook	Lee (Barbour)	Oakley	Thomas

—19

## MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Hardy to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 544, was adopted.

Yeas 74; Nays 4.

Yeas:

Mr. Speaker	Ferrell	Lee (Barbour)	Pruitt
Adams (Jefferson)	Franklin	Lee (Lawrence)	Ramey
Albea	Gilchrist	Locke (Choctaw)	Reynolds
Ashworth	Gilmer	Locke (Perry)	Richardson
Bassett	Grouby	McKay	Roberts
Boyd	Hain	McLendon (Bullock)	Rodgers
Bradford	Hall	McNider	Selman
Brannan	Haltom	Martin	Simon
Brewer	Hanby	Mathison	Solomon
Broadfoot	Hare	Merrill	Speaks
Brooks	Harrison	Murphy	Steagall
Crook	Hawkins	Nettles	Stembridge
Dawkins	Hodges	Nice	Summerlin
deGraffenried	Hunt	Nolen	Taylor
Dement	Jenkins	Oakley	Thomas
DeSear	Kelly	Payne	Tyson
Dickson	Kendall	Perry	Vacca
Edwards (Escambia)	Lackey	Pirkle	Wood
Edwards (Jefferson)	Law		

—74

Nays: Messrs. Burkhalter, Davis, Gist and Ward

—4

And the bill:

H. 544 (with amendment). To amend Section 348 of Title 51, Code of Alabama (1940).

Was taken up.

The question was upon the adoption of the amendment reported by the Standing Committee on Ways and Means, said committee amendment being as follows:

Ways and Means Committee

## AMENDMENT TO H. B. 544

Amend H. B. 544 by striking therefrom the words "agricultural commodities" where they appear and insert in lieu therefor the words "cotton, corn, peanuts, soybeans, wheat and oats"

And the amendment was adopted.

Yeas 85; Nays 1.

Yeas:

Mr. Speaker	Brewer	Dement	Gist
Adams (Jefferson)	Broadfoot	DeSear	Gregory
Adams (Tallapoosa)	Brooks	Dickson	Grouby
Albea	Brown (Lamar)	Edwards (Escambia)	Hain
Ashworth	Brown (Lee)	Edwards (Jefferson)	Hall
Bassett	Callahan	Faulk	Haltom
Boyd	Cornett	Ferrell	Hanby
Bradford	Crook	Gilchrist	Hardy
Brannan	deGraffenried	Gilmer	Hare

Harrison	Locke (Perry)	Nolen	Shumate
Harvey	Love	Oakley	Simon
Hodges	McKay	Payne	Solomon
Holliman	McLendon (Bullock)	Perry	Speaks
Hunt	McNider	Pirkle	Steagall
Jenkins	Martin	Pruitt	Stembridge
Johnson (Elmore)	Mathison	Ramey	Stokes
Kendall	Merrill	Reynolds	Summerlin
Lackey	Money	Richardson	Taylor
Law	Murphy	Roberts	Thomas
Lee (Barbour)	Nettles	Rodgers	Vacca
Lee (Lawrence)	Nice	Selman	Wood
Locke (Choctaw)			

—85

Nay: Mr. Davis

—1

And said bill, H. 544, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 82; Nays 1.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Lackey	Perry
Adams (Jefferson)	Faulk	Law	Pirkle
Adams (Tallapoosa)	Ferrell	Lee (Barbour)	Pruitt
Albea	Franklin	Lee (Lawrence)	Ramey
Ashworth	Gilchrist	Locke (Choctaw)	Reynolds
Bassett	Gilmer	Locke (Perry)	Richardson
Boyd	Gist	Love	Rodgers
Bradford	Gregory	McKay	Selman
Brannan	Grouby	McLendon (Bullock)	Shumate
Brewer	Hain	McNider	Simon
Broadfoot	Hall	Martin	Solomon
Brooks	Haltom	Mathison	Speaks
Brown (Lamar)	Hanby	Merrill	Steagall
Callahan	Hardy	Money	Stembridge
Cornett	Hare	Murphy	Stokes
Dawkins	Harrison	Nettles	Summerlin
deGraffenried	Harvey	Nice	Taylor
Dement	Hawkins	Nolen	Thomas
DeSear	Hodges	Oakley	Vacca
Dickson	Holliman	Payne	Wood
Edwards (Escambia)	Johnson (Elmore)		

—82

Nay: Mr. Davis

—1

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Hare to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 535, was adopted.

Yeas 85; Nays 2.

Yeas:

Messrs.:	Bradford	Davis	Faulk
Adams (Jefferson)	Brannan	Dawkins	Ferrell
Adams (Tallapoosa)	Brooks	deGraffenried	Franklin
Albea	Burkhalter	Dement	Gilchrist
Ashworth	Callahan	Dickson	Gilmer
Bassett	Cornett	Edwards (Escambia)	Gist
Boyd	Crook	Edwards (Jefferson)	Goodwyn

Grouby	Kaul	Merrill	Roberts
Hain	Kelly	Money	Rodgers
Hall	Kendall	Murphy	Shumate
Haltom	Lackey	Nettles	Solomon
Hanby	Law	Nice	Speaks
Hardy	Lee (Barbour)	Nolen	Steagall
Harrison	Locke (Choctaw)	Oakley	Stembridge
Harvey	Locke (Perry)	Payne	Stokes
Hawkins	Love	Perry	Summerlin
Hodges	McKay	Pirkle	Taylor
Holliman	McLendon (Bullock)	Pruitt	Thomas
Huddleston	McNider	Ramey	Tyson
Hunt	Martin	Reynolds	Vacca
Jenkins	Mathews	Richardson	Wood
Johnson (Elmore)	Mathison		

—85

Nays: Messrs. Broadfoot and Gregory

—2

And the bill:

H. 535. To make it unlawful for any person to demand, solicit, or receive, either directly or indirectly, for himself or for any other person, any money, service, or other valuable consideration, for or on account of any appointment to, or the retention of any person in, any office or position of employment in the public service of this State or any political subdivision thereof; and to prescribe penalties for violations of the Act.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 88; Nays 1.

Yeas:

Mr. Speaker	Edwards (Jefferson)	Jenkins	Oakley
Adams (Jefferson)	Faulk	Johnson (Elmore)	Payne
Adams (Tallapoosa)	Ferrell	Kaul	Perry
Albea	Franklin	Kelly	Pirkle
Ashworth	Gilchrist	Kendall	Pruitt
Bassett	Gilmer	Lackey	Ramey
Boyd	Gist	Law	Reynolds
Bradford	Gregory	Lee (Barbour)	Richardson
Brannan	Grouby	Locke (Choctaw)	Roberts
Branyon	Hain	Locke (Perry)	Rodgers
Brewer	Hall	Love	Shumate
Brooks	Haltom	McKay	Solomon
Brown (Lamar)	Hanby	McLendon (Bullock)	Speaks
Burkhalter	Hardy	McNider	Steagall
Callahan	Hare	Martin	Stembridge
Cornett	Harrison	Mathews	Stokes
Crook	Harvey	Mathison	Summerlin
Davis	Hawkins	Merrill	Taylor
deGraffenried	Hodges	Money	Thomas
Dement	Holliman	Murphy	Tyson
Dickson	Huddleston	Nettles	Vacca
Edwards (Escambia)	Hunt	Nolen	Wood

—88

Nay: Mr. Broadfoot

—1

#### MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Hawkins to suspend the rules in order to take up for immediate consideration the third reading of the bills, H. 502 and H. 503, was adopted.



Yeas 75; Nays 4.

Yeas:

Mr. Speaker	Dickson	Kelly	Pirkle
Adams (Jefferson)	Edwards (Jefferson)	Lackey	Pruitt
Albea	Faulk	Law	Ramey
Ashworth	Ferrell	Lee (Barbour)	Reynolds
Bassett	Franklin	Locke (Choctaw)	Richardson
Boyd	Gilchrist	Locke (Perry)	Roberts
Bradford	Gilmer	Love	Rodgers
Brannan	Gist	McClendon (Chambers)	Shumate
Branyon	Hain	McKay	Solomon
Brooks	Hall	McLendon (Bullock)	Speaks
Brown (Lamar)	Hanby	Mathews	Steagall
Burkhalter	Hardy	Mathison	Stembridge
Callahan	Hare	Merrill	Stokes
Cornett	Harrison	Money	Summerlin
Cox	Hawkins	Murphy	Taylor
Crook	Hodges	Nolen	Thomas
Davis	Hunt	Oakley	Vacca
deGraffenried	Jenkins	Payne	Wood
Dement	Johnson (Elmore)	Perry	

—75

Nays: Messrs. Brewer, Broadfoot, McNider and Nettles

—4

And the bill:

H. 502. Providing that every person, firm, or corporation who sells or furnishes any tractor, scraper, machinery or like roadbuilding equipment of any kind, or part therefor, or repairs thereto, the purchase price of which exceeds Twenty-Five Dollars (\$25.00), shall have a lien for the full price thereof on the vehicle; providing for the recording of such lien and for the enforcement thereof.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 83; Nays 2.

Yeas:

Mr. Speaker	Dickson	Kaul	Payne
Adams (Jefferson)	Edwards (Escambia)	Kelly	Perry
Albea	Edwards (Jefferson)	Lackey	Pirkle
Ashworth	Ferrell	Law	Pruitt
Bassett	Franklin	Lee (Barbour)	Ramey
Boyd	Gilchrist	Locke (Choctaw)	Reynolds
Bradford	Gilmer	Locke (Perry)	Richardson
Brannan	Gist	Love	Roberts
Branyon	Goodwyn	McClendon (Chambers)	Selman
Brooks	Gregory	McKay	Shumate
Brown (Lamar)	Grouby	McLendon (Bullock)	Solomon
Burkhalter	Hain	McNider	Speaks
Callahan	Hall	Mathews	Steagall
Cornett	Haltom	Mathison	Stembridge
Cox	Hanby	Merrill	Stokes
Crook	Hardy	Money	Summerlin
Davis	Hawkins	Murphy	Taylor
Dawkins	Hodges	Nettles	Thomas
deGraffenried	Holliman	Nice	Ward
Dement	Hunt	Nolen	Wood
DeSear	Jenkins	Oakley	

—83

Nays: Messrs. Brewer and Broadfoot

—2

And the bill:

H. 503. To provide for the recordation of certain conditional sales contracts covering road, construction machinery and equipment.

Was read a third time at length and passed, and ordered sent forth-with to the Senate without engrossment.

Yeas 84; Nays 1.

Yeas:

Messrs.:	Dickson	Jenkins	Nice
Adams (Jefferson)	Edwards (Escambia)	Johnson (Elmore)	Nolen
Albea	Edwards (Jefferson)	Kaul	Oakley
Ashworth	Faulk	Kelly	Payne
Bassett	Ferrell	Kendall	Perry
Boyd	Franklin	Kirkham	Pirkle
Bradford	Gilchrist	Lackey	Ramey
Brannan	Gilmer	Law	Reynolds
Branyon	Gist	Lee (Barbour)	Richardson
Brewer	Goodwyn	Locke (Choctaw)	Roberts
Brooks	Grouby	Locke (Perry)	Selman
Brown (Lamar)	Hain	Love	Shumate
Burkhalter	Hall	McClendon (Chamblee)	Solomon
Callahan	Haltom	McKay	Speaks
Cornett	Hanby	McLendon (Bullock)	Steagall
Cox	Hardy	McNider	Stembridge
Crook	Harrison	Mathews	Stokes
Davis	Hawkins	Merrill	Summerlin
Dawkins	Hodges	Money	Thomas
deGraffenried	Holliman	Murphy	Ward
Dement	Hunt	Nettles	Wood
DeSear			

—84

Nay: Mr. Broadfoot

—1

#### MOTION TO SUSPEND RULES LOST

The motion of Mr. Edwards (Escambia) to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 64, was lost.

Yeas 45; Nays 29.

Yeas:

Messrs.:	Faulk	Lee (Barbour)	Payne
Albea	Gist	Locke (Choctaw)	Pirkle
Ashworth	Gregory	Love	Rodgers
Bassett	Grouby	McKay	Selman
Brannan	Hanby	Mathews	Shumate
Branyon	Hodges	Mathison	Solomon
Broadfoot	Holliman	Merrill	Steagall
Brown (Lamar)	Johnson (Elmore)	Money	Stembridge
Callahan	Kelly	Nice	Stokes
Cox	Kendall	Nolen	Thomas
deGraffenried	Kirkham	Oden	Wood
Dement	Law		

—45

Nays:

Messrs.:	Bradford	Brown (Lee)	Dickson
Adams (Jefferson)	Brewer	Crook	Edwards (Jefferson)
Boyd	Brooks	DeSear	Gilchrist

Gilmer	Hunt	Nettles	Ramey
Hain	Jenkins	Oakley	Richardson
Hall	Kaul	Perry	Summerlin
Haltom	Lackey	Pruitt	Ward
Hardy	McNider		

—29

## MOTION TO SUSPEND RULES LOST

The motion of Mr. Edwards (Escambia) to suspend the rules in order to take up for immediate consideration the third reading of the bill, H. 215, was lost.

Yeas 19; Nays 45.

## Yeas:

Messrs.:	Davis	Kendall	Selman
Brannan	Dement	Mathison	Shumate
Brooks	Gist	Money	Solomon
Brown (Lamar)	Goodwyn	Murphy	Taylor
Callahan	Johnson (Elmore)	Nolen	Wood

—19

## Nays:

Messrs.:	Dickson	Lackey	Pirkle
Adams (Jefferson)	Edwards (Jefferson)	Law	Pruitt
Albea	Faulk	Lee (Barbour)	Ramey
Ashworth	Franklin	Love	Richardson
Bassett	Gilchrist	McKay	Rodgers
Boyd	Gilmer	McNider	Steagall
Bradford	Grouby	Merrill	Stembridge
Brewer	Harvey	Nettles	Stokes
Brown (Lee)	Hodges	Oakley	Summerlin
Crook	Hunt	Payne	Thomas
deGraffenried	Kaul	Perry	Vacca
DeSear	Kirkham		

—45

## MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House Amendment to the following Senate Bill:

S. B. 150. To amend Section 11 of an act approved February 14, 1956, creating and providing for the City of Prichard a special fund to be known as "The Municipal Employees Pension and Relief Fund" (Act No. 107, H. 150, 1956 Acts 154).

J. E. SPEIGHT,  
Secretary.

## ADJOURNMENT

On motion of Mr. Faulk the House adjourned until Friday, July 26, 1957, at ten o'clock A. M.

Yeas 55; Nays 27.

## Yeas:

Messrs.:	Brooks	Cornett	Faulk
Ashworth	Brown (Lamar)	Cox	Ferrell
Bassett	Brown (Lee)	Crook	Grouby
Boyd	Burkhalter	Dickson	Hain
Bradford	Callahan	Edwards (Jefferson)	Hall

Haltom	Locke (Choctaw)	Nettles	Richardson
Hanby	McClendon (Chambers)	Nice	Rodgers
Harvey	McLendon (Bullock)	Oakley	Selman
Holliman	McNider	Payne	Shumate
Jenkins	Mathews	Perry	Stembridge
Kaul	Mathison	Pirkle	Taylor
Kendall	Merrill	Pruitt	Thomas
Lackey	Money	Ramey	Ward
Lee (Barbour)	Murphy	Reynolds	Wood

—55

*Nays:*

Messrs.:	Dement	Goodwyn	Nolen
Adams (Jefferson)	DeSear	Hodges	Roberts
Albea	Edwards (Escambia)	Kirkham	Solomon
Brannan	Franklin	Law	Steagall
Branyon	Gilchrist	Locke (Perry)	Stokes
Broadfoot	Gilmer	Love	Summerlin
Davis	Gist	McKay	Vacca

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